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Washington, Thursday, August 30, 1951

## TITLE 3—THE PRESIDENT EXECUTIVE ORDER 10281

### DEFENSE MATERIALS PROCUREMENT AND SUPPLY

By virtue of the authority vested in me by the Constitution and statutes, including the Defense Production Act of 1950, as amended, and Title II of the First War Powers Act, 1941, as amended, and as President of the United States and Commander in Chief of the armed forces of the United States, it is ordered as follows:

#### PART I. DEFENSE MATERIALS PROCUREMENT AGENCY

SECTION 101. (a) There is hereby created an agency which shall be known as the Defense Materials Procurement Agency. There shall be at the head of the said agency a Defense Materials Procurement Administrator, who shall perform his duties subject to direction, control, and coordination by the Director of Defense Mobilization.

(b) The Defense Materials Procurement Administrator shall be appointed by the President by and with the advice and consent of the Senate. There may be appointed to the office of Defense Materials Procurement Administrator any officer of the Executive branch of the Government designated by the President, to hold the office of Defense Materials Procurement Administrator in addition to his other office: *Provided*, That the office of Administrator shall have no compensation attached to it so long as it is held by any other officer of the Government.

#### PART II. FUNCTIONS OF THE DEFENSE MATERIALS PROCUREMENT ADMINISTRATOR

SEC. 201. Sections 303 and 304 of Executive Order No. 10161 of September 9, 1950 (15 F. R. 6105-6106), as amended, are hereby revoked, and there are hereby inserted in lieu thereof the following new sections:

"SEC. 303. The Defense Materials Procurement Administrator is hereby authorized and directed to purchase and make commitments to purchase metals, minerals, and other materials, for Government use or resale, as authorized by and subject to the provisions of section

303 of the Defense Production Act of 1950, as amended: *Provided*, That the Secretary of Agriculture is also authorized to exercise the said functions under section 303 of the said Act, as amended, with respect to food.

"SEC. 304. The Defense Materials Procurement Administrator is hereby authorized and directed to encourage the exploration, development, and mining of critical and strategic minerals and metals, as authorized by and subject to the provisions of section 303 of the Defense Production Act of 1950, as amended.

"SEC. 305. The Defense Materials Procurement Administrator is hereby authorized and directed to make subsidy payments, to determine the amounts, manner, terms, and conditions thereof, and to make findings, as authorized by and subject to the provisions of section 303 (c) of the Defense Production Act of 1950, as amended.

"SEC. 306. The functions conferred upon the President by section 303 (e) of the Defense Production Act of 1950, as amended, with respect to the installation of additional equipment, facilities, processes, or improvements to plants, factories, and other industrial facilities owned by the United States Government, and with respect to the installation of government-owned equipment in plants, factories, and other industrial facilities owned by private persons, are hereby delegated to the Defense Materials Procurement Administrator.

"SEC. 307. The functions conferred upon the Defense Materials Procurement Administrator by sections 303 to 306, inclusive, of this Executive order, shall be carried out in accordance with programs certified to the said Administrator by the Defense Production Administrator: *Provided*, That any exercise by the Defense Materials Procurement Administrator of the functions provided for in section 303 hereof with respect to food shall be carried out in accordance with programs certified to him by the Secretary of Agriculture.

"SEC. 308. All functions provided for in sections 303 to 306, inclusive, of this

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# FEDERAL REGISTER

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Executive order shall be carried out within such amounts of funds as may be made available pursuant to the Defense Production Act of 1950, as amended.

"SEC. 309. The Economic Stabilization Administrator may from time to time recommend to appropriate agencies of the Government the use for stabilization purposes of subsidies authorized by the Defense Production Act of 1950, as amended."

SEC. 202. The Defense Materials Procurement Agency is hereby designated as an additional guaranteeing agency under section 301 of the Defense Production Act of 1950, as amended; and, accordingly, section 301 of Executive Order No. 10161 of September 9, 1950, as amended, is hereby amended by inserting therein, after the words "the Department of Agriculture", the words "the Defense Materials Procurement Agency."

SEC. 203. The provisions of Part I of Executive Order No. 10210 of February 2, 1951 (16 F. R. 1049), entitled "Authorizing the Department of Defense and the Department of Commerce To Exercise the Functions and Powers Set Forth in Title II of the First War Powers Act, 1941, as Amended by the Act of January 12, 1951, and Prescribing Regulations for the Exercise of Such Functions and Powers", are hereby extended to the Defense Materials Procurement Agency; and, subject to the limitations and regu-



lations contained in such Part I and under such regulations as he may prescribe, the Defense Materials Procurement Administrator is authorized to perform and exercise, as to the Defense Materials Procurement Agency, all the functions and authority vested in and granted by Part I of the said Executive Order No. 10210 to the Secretaries named therein: *Provided*, That the regulations so prescribed need not be approved by the Secretary of Defense: *And provided further*, That nothing contained herein shall prejudice any other authority which the Defense Materials Procurement Agency or the Defense Materials Procurement Administrator may have with respect to procurement.

#### PART III. LOANS TO PRIVATE BUSINESS ENTERPRISES

SEC. 301. Part III of Executive Order No. 10161 of September 9, 1950, as amended, is hereby further amended by adding after section 309 thereof (as added by Part II of this Executive order) the following new sections:

"SEC. 310. (a) The Reconstruction Finance Corporation is hereby authorized and directed to make loans (including participations in, or guarantees of, loans) to private business enterprises (including research corporations not organized for profit) for the expansion of capacity, the development of technological processes, and the production of essential materials, including the exploration, development, and mining of strategic and critical metals and minerals, exclusive of such expansion, development and production in foreign countries, as authorized by and subject to section 302 of the Defense Production Act of 1950, as amended, and within such amounts of funds as may be made available pursuant to the Defense Production Act of 1950, as amended.

"(b) Loans under section 310 (a) hereof (1) shall be made upon such terms and conditions as the Corporation shall determine, (2) shall be made only after the Corporation has determined in each instance that financial assistance is not available on reasonable terms from private sources or from other governmental sources, and (3) except in the case of working capital loans (involving no more than minor expansion of capacity which is incidental to a loan for working capital) shall be made only upon certificate of essentiality of the loan, which certificate shall be made by the Secretary of Agriculture with respect to food and food facilities and by the Defense Production Administrator with respect to all other materials and facilities.

"(c) Applications for loans under section 310 (a) hereof shall be received from applicants by the Corporation or by such agencies of the Government as the Corporation shall designate for this purpose.

"SEC. 311. (a) The Export-Import Bank of Washington is hereby authorized and directed to make loans (including participations in loans) to private business enterprises, for the expansion of capacity, the development of technological processes, and the production of essential materials, including the exploration, development, and mining of

strategic and critical metals and minerals, in those cases where such expansion, development or production is carried on in foreign countries, as authorized by and subject to section 302 of the Defense Production Act of 1950, as amended, and within such amounts of funds as may be made available pursuant to the Defense Production Act of 1950, as amended.

"(b) Loans under section 311 (a) hereof (1) shall be made upon such terms and conditions as the said Bank shall determine, (2) shall be made only after the Bank has determined in each instance that financial assistance is not available on reasonable terms from private sources and that the loan involved cannot be made under the provisions of and from funds available to the Bank under the Export-Import Bank Act of 1945, as amended, and (3) shall be made only upon certificate of essentiality of the loan, which certificate shall be made by the Secretary of Agriculture with respect to food and food facilities and by the Defense Production Administrator with respect to all other materials and facilities.

"(c) Applications for loans under section 311 (a) hereof shall be received from applicants by the said Bank or by such agencies of the Government as the Bank shall designate for this purpose."

#### PART IV. MISCELLANEOUS AMENDMENTS OF PRIOR ORDERS

SEC. 401. Executive Order No. 10161 of September 9, 1950, as amended, is hereby further amended by inserting the following after section 801 thereof:

"SEC. 802. All functions delegated or assigned by or pursuant to this Executive order, or by or pursuant to any other Executive order provision amendatory or supplementary to this Executive order, including any such provision in an Executive order hereafter promulgated, shall be performed, by the respective officers and agencies concerned, subject to the direction, control, and coordination of the Director of Defense Mobilization."

SEC. 402. Section 901 of Executive Order No. 10161 of September 9, 1950, is hereby amended by adding after paragraph (k) thereof a new paragraph (l), to read as follows:

"(l) The term 'Defense Production Act of 1950' includes, except as may be inappropriate, the Defense Production Act of 1950, as amended."

SEC. 403. Section 201 (b) of Executive Order No. 10161 of September 9, 1950, is hereby amended to read as follows:

"(b) The functions conferred upon the President by sections 201 (c) and 201 (d) of the Defense Production Act of 1950, as amended, exclusive of determinations with respect to the termination of the need for the national defense of any property acquired under Title II of the said Act (before or after amendment of the said Title II), are hereby delegated to the Administrator of General Services."

SEC. 404. Section 301 of Executive Order No. 10161 of September 9, 1950, is

hereby amended by inserting therein, after the words "the Department of the Air Force," the words "the Atomic Energy Commission,". Executive Order No. 10223 of March 10, 1951, is hereby revoked.

SEC. 405. (a) The term "Defense Production Act of 1950," wherever it occurs in Executive Order No. 10200 of January 3, 1951, shall be deemed to include, except as may be inappropriate, the Defense Production Act of 1950, as amended.

(b) The functions delegated to the Defense Production Administrator by section 2 (a) of Executive Order No. 10200 of January 3, 1951, shall be deemed to include the functions conferred upon the President by section 201 (b) of the Defense Production Act of 1950, as amended.

(c) Section 2 (b) of the said Executive Order No. 10200 is hereby revoked.

(d) Except as specifically provided in this Executive order, the provisions of Executive Order No. 10200 shall not be deemed to be revoked or superseded hereby.

#### PART V. GENERAL PROVISIONS

SEC. 501. (a) There shall be transferred to the Defense Materials Procurement Agency so much of the personnel, records, property, and unexpended balances of appropriations, allocations, and other funds of the various agencies now administering the activities under the Defense Production Act of 1950 which by this order are delegated or assigned to the Defense Materials Procurement Agency or the head thereof as the Director of the Bureau of the Budget deems to relate to the said functions and to be required by the Defense Materials Procurement Agency for the performance of the said functions.

(b) The Director of the Bureau of the Budget, with the approval of the President, shall make such determinations and dispositions and take such measures, which shall be carried out in such manner as the Director shall direct and by such agencies as he shall designate, as he shall deem to be necessary in order to effectuate the provisions of section 501 (a) hereof.

SEC. 502. (a) To the extent that any provision of any prior Executive order is inconsistent with the provisions of this order, the latter shall control and such prior provision is amended accordingly.

(b) All orders, regulations, rulings, certificates, directives, and other actions relating to any function affected by this Executive order shall remain in effect except as they are inconsistent herewith or are hereafter amended or revoked under proper authority.

SEC. 503. Part II and section 501 of this Executive order shall not become effective until the Defense Materials Procurement Administrator first appointed hereunder enters upon office as Administrator.

HARRY S. TRUMAN

THE WHITE HOUSE,  
August 28, 1951, 12:31 p. m., e. d. t.

[F. R. Doc. 51-10484; Filed, Aug. 28, 1951; 4:00 p. m.]



# RULES AND REGULATIONS

## TITLE 6—AGRICULTURAL CREDIT

### Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

#### Subchapter C—Loans, Purchases, and Other Operations

[1950 CCC Peanut Bulletin, 721 (Peanuts 1950)—1, Amdt. 2]

#### PART 646—PEANUTS

#### SUBPART—1950 CROP PEANUT PRICE SUPPORT PROGRAM

The bulletin issued by Commodity Credit Corporation with respect to the 1950 crop peanut price support program (15 F. R. 6465) is amended, in order to establish the final date of August 31, 1951, for sales at oil prices of excess oil peanuts to shellers under contract with CCC, by revising paragraph (b) of § 646.203 so that such section reads as follows:

§ 646.203 *Availability*—(a) *Method of support*. CCC will support the price of the 1950 crop of peanuts by means of (1) contracts with shellers whereunder the sheller agrees to pay eligible producers not less than the support price for quota peanuts and the announced oil price for excess oil peanuts in consideration of CCC's agreement to purchase from the sheller any surplus inventory of farmers stock peanuts, to purchase No. 2 shelled peanuts produced by the sheller from farmers stock peanuts and to make the sheller eligible for direct or indirect loans to assist him in financing purchases from producers, (2) purchases of farmers stock peanuts from producers through receiving agencies, and (3) loans to producers on farm stored peanuts.

(b) *Time*. Purchases through CCC receiving agencies of farmers stock peanuts from producers will be made from August 1, 1950, through June 15, 1951. Shellers operating under the 1950 Peanut Program Sheller Contract may purchase excess oil peanuts from producers through August 31, 1951. Purchases by CCC of eligible farmers stock peanuts from shellers operating under the 1950 Peanut Program Sheller Contract will be made from August 1, 1950, through April 30, 1951. Purchases of No. 2 quality shelled peanuts (and other kernels contained therein) will be made from such shellers from August 1, 1950, until November 30, 1951, unless such purchases are terminated earlier by CCC, in accordance with the terms of the 1950 Peanut Program Sheller Contract. Producer loans maturing on or before June 1, 1951, will be available from August 1, 1950, through January 31, 1951. Properly ex-

ecuted notes and chattel mortgages must be delivered to the county committee on or before January 31, 1951. Sheller loans maturing on or before August 31, 1951, will be available from August 1, 1950, through June 15, 1951.

(Sec. 4, 62 Stat. 1070, as amended; 15 U. S. C. Sup. 714b. Interprets or applies sec. 359, 55 Stat. 90, as amended, sec. 5, 62 Stat. 1072, secs. 101, 401, 63 Stat. 1051, 1054; 7 U. S. C. Sup. 1359, 1441, 1421, 15 U. S. C. 714c)

Issued this 24th day of August 1951.

[SEAL]

ELMER F. KRUSE,

Vice President,

Commodity Credit Corporation.

Approved:

HAROLD K. HILL,

Acting President,

Commodity Credit Corporation.

[F. R. Doc. 51-10448; Filed, Aug. 29, 1951; 8:53 a. m.]

#### TIME SCHEDULES FOR SUBMISSION OF APPLICATIONS FOR LICENSES TO EXPORT CERTAIN POSITIVE LIST COMMODITIES

Dept. of Commerce Schedule B No.	Commodity	Submission dates fourth quarter, 1951
	<i>Hides and skins, raw, except furs</i>	
020104	Cattle hides, wet.....	The first month of the current calendar quarter.
020602	Calf skins, dry <sup>1</sup> .....	
020604	Calf skins, wet (include slunk skins).....	
020702	Kip skins, dry <sup>1</sup> .....	
020704	Kip skins, wet.....	
025098	Buffalo hides.....	
	<i>Other nonmetallic minerals</i>	
547300	Artificial graphite electrodes for furnace or electrolytic work, 1 inch in cross-sectional dimension and over.	Sept. 10-Sept. 21, 1951. <sup>2</sup>
547300	Carbon rods and electrodes for furnace or electrolytic work, 1 inch in cross-sectional dimension and over.	
548098	Artificial graphite blocks, bricks, or shapes.....	
548098	Carbon or artificial graphite rods and electrodes for other than furnace or electrolytic work, 1 inch in cross-sectional dimension and over.	
	<i>Steel mill products</i>	
600700-610800	{Steel mill products, except carbon steel..... {Carbon steel products.....	June 1-June 15, 1951. <sup>2</sup> July 2-July 16, 1951. <sup>2</sup>
	<i>Aluminum and manufactures</i>	
629000-630998	Aluminum and manufactures with processing code NONF.....	July 2-July 16, 1951. <sup>2</sup>
	<i>Copper and manufactures</i>	
640100	Copper ore, concentrates, matte, unrefined copper as blister, converter copper, or anodes (copper content).....	Sept. 1-Sept. 15, 1951. <sup>2</sup>
641300	Copper scrap.....	July 2-July 16, 1951. <sup>2</sup>
641200; 642200-642500	Other copper and manufactures.....	
	<i>Brass and bronze manufactures</i>	
644000	Brass and bronze, scrap and old.....	Sept. 1-Sept. 15, 1951. <sup>2</sup>
644100-647998	Other brass and bronze manufactures with processing code NONF.....	July 2-July 16, 1951. <sup>2</sup>
	<i>Lead, nickel, tin, zinc, and manufactures</i>	
650500-651598	Lead and manufactures.....	Sept. 10-Sept. 21, 1951. <sup>2</sup>
654505-654998	Nickel and manufactures.....	
656502-656598	Tin and manufactures.....	
657050	Zinc scrap.....	Aug. 31-Sept. 10, 1951. <sup>2</sup>
657101-657198	Zinc cast in slabs, pigs, or blocks.....	
657206-657299	Zinc rolled in sheets, plates and strips.....	
657305-657398	Zinc in other forms, n. e. s.....	Sept. 10-Sept. 21, 1951. <sup>2</sup>
658000	Zinc dust.....	
658901-658998	Other zinc manufactures, containing 20 percent or more of zinc.....	
	<i>Other nonferrous ores, metals, and alloys, except precious</i>	
662000	Babbitt metal.....	Sept. 10-Sept. 21, 1951. <sup>2</sup>
664510	Bismuth matte, slimes, residues, and base bullion.....	
664515	Cadmium dross, flue dust, residues, and scrap.....	
664910	Bismuth metal and alloys.....	
664915	Cadmium metals (metallic shapes included).....	
664917	Cadmium alloys.....	

See footnotes at end of table.

<sup>2</sup> This amendment was published in Current Export Bulletin No. 635, dated August 23, 1951.

## TITLE 15—COMMERCE AND FOREIGN TRADE

### Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

#### Subchapter C—Office of International Trade

[5th Gen. Rev. of Export Reg., Amdt. 71<sup>1</sup>]

#### PART 373—LICENSING POLICIES AND RELATED SPECIAL PROVISIONS

#### PART 375—BLT (BLANKET) LICENSE

#### PART 398—PRIORITY RATINGS AND SUPPLY ASSISTANCE ASSIGNED BY OIT

#### MISCELLANEOUS AMENDMENTS

1. Section 373.51 *Supplement 1: Time schedules for submission of applications for licenses to export certain Positive List commodities* is amended to provide the following submission dates for the fourth calendar quarter, 1951:



## TIME SCHEDULES FOR SUBMISSION OF APPLICATIONS FOR LICENSES TO EXPORT CERTAIN POSITIVE LIST COMMODITIES—Continued

Dept. of Commerce Schedule B No.	Commodity	Submission dates fourth quarter, 1951
	<i>Electrical machinery and apparatus</i>	
709810	Building wire and cable	July 2-July 16, 1951. <sup>2</sup>
709830	Weatherproof and slow-burning wire	
709850	Insulated copper wire, n. e. s.	

<sup>1</sup> Applications covering calf and kip skins, dry, imported, filed in accordance with § 373.6 (a), may be submitted at any time.

<sup>2</sup> These submission dates of these commodities are applicable to project license applications (see §§ 374.2 (f) and 374.3 (d) of this chapter).

This part of the amendment shall become effective as of August 23, 1951.

2. Section 375.2 *Commodities subject to procedure* is amended to read as follows:

§ 375.2 *Commodities subject to procedure.* The following commodities are subject to the BLT (Blanket) license procedure:

Commodity	Schedule B No.
Aluminum and aluminum-base alloy sheets, plates, and strips (0.006 inch and over in thickness)	630301
Plastics and resin materials:	
Synthetic gums and resins, including film, bristles and bristle filament, n. e. s.:	
Molding compositions:	
Polytetrafluoroethylene (Teflon)	825910
Polytrifluorochloroethylene (Kel-F)	825910
Polyethylene	825910
All other unfinished forms:	
Polytetrafluoroethylene (Teflon)	825950
Polytrifluorochloroethylene (Kel-F)	825950
Polyethylene	825950
Other unfinished forms, n. e. s.	825950
Synthetic gums and resins, laminated (sheets, plates, strips, rods, and tubes):	
Polytetrafluoroethylene (Teflon)	826000
Polytrifluorochloroethylene (Kel-F)	826000
Polyethylene	826000
Polyacrylic	826000
Synthetic gums and resins, laminated (sheets, plates, strips, rods, and tubes), n. e. s.	826000
Cellulose acetate electrical insulating material in sheets, rods, tubes, and other similar forms	826520
Cellulose acetate electrical insulating material in other unfinished forms	826590
Potassium bichromate and chromate	835700
Sodium bichromate and chromate	863800
Chemical pigments:	
Carbon black, contact (including channel)	842310
Carbon black, furnace	842350
Barium chromate	842900
Cadmium pigments	842900
Cobalt containing pigments	842900
Cobalt-containing paint and varnish driers	843600
Polytetrafluoroethylene (Teflon) finishes and enamels	843800
Polytrifluorochloroethylene (Kel-F) dispersion	843800
All R commodities.	
All RO commodities with processing code STEE.	

This part of the amendment shall become effective as of August 23, 1951.

3. Section 398.4 *Priority assistance for essential export requirements* is amended to read as follows:

§ 398.4 *Special supply assistance for essential export requirements*—(a) *Establishment of procedure.* This action establishes a procedure whereby exporters may request special supply assistance to meet essential export requirements of friendly foreign countries other than Canada, where priority assistance is not provided for otherwise in this part.

(b) *Essentiality of end use.* Requests for supply assistance submitted under this section will be considered for approval on the basis of whether and to what extent the commodities involved will contribute to the following programs or objectives:

(1) Military production of the free world, and direct support for the expansion or improvement thereof;

(2) Promotion of increased supplies of all materials essential to strengthening the free world, and in particular the production and acquisition of those materials required for the current mobilization effort of the United States (including military reserves and immediately necessary additions to stockpiles) and for similar mobilization efforts of nations actively associated with the United States in the defense of the free world;

(3) Maintenance and necessary expansion of essential services and production facilities, and maintenance of minimum essential civilian consumption requirements, in the free nations and in areas which they control;

(4) Direct progress toward reduced future dependence upon military and

economic assistance from the United States;

(5) Lessened dependence of the free nations upon supplies from areas or countries within the Soviet bloc;

(6) Prevention of political deterioration in nations or areas essential to the combined strength of the free world.

(c) *Submission of requests; copies.* Requests for supply assistance submitted under this section shall be made on Form IT-835. Requests submitted to the Office of International Trade shall be submitted in quadruplicate; two copies shall be signed by the applicant. Requests covering a proposed exportation for which a validated license is required must include a license application prepared in accordance with Parts 370 through 399 of this chapter unless a license application has been submitted already or an export license is outstanding covering the exportation. (For requests submitted to the Office of International Trade the request shall be accompanied by the license application; for requests submitted to the Economic Cooperation Administration, the applicant shall submit the license application to the Office of International Trade at the same time he submits the request to ECA.)

NOTE: Requests submitted to the Economic Cooperation Administration for special supply assistance described in this section shall be made on Form IT-835; nine copies should be submitted, two copies of which should be signed.

(d) *Where to submit requests.* (1) Where the exportation is to be made to a foreign country other than a country listed in § 398.1 (c), the request for supply assistance should be addressed to the Office of International Trade, Department of Commerce, Washington 25, D. C.:

(i) Where the request is submitted directly to the Office of International Trade by the exporter, it should be addressed to the attention of the licensing division responsible for the commodity on which supply assistance is requested; in case the exportation is to a project or program covered by an outstanding project license, to the attention of the Projects and Technical Data Division or the Petroleum Division. If the responsible licensing division is unknown, requests may be addressed to the attention of the processing code for such commodities. (Processing codes for all commodities are set forth in § 399.3, Appendix C, of this chapter.)

(ii) Where the request is submitted to the Office of International Trade through a representative of the foreign government or agency thereof, the request should be addressed to the attention of the geographic division having responsibility for the foreign country in question.

(2) Where the exportation is to be made to a country for which the Economic Cooperation Administration is claimant agency (listed in § 398.1 (c)), the request for supply assistance should be submitted through the Washington mission of the country of destination to the Economic Cooperation Administration, Washington 25, D. C.



(3) Where the exportation is to be made to Canada, the request for supply assistance should be submitted through the Priorities Division, Department of Defense Production, Ottawa, Canada, to the National Production Authority, Department of Commerce, Washington 25, D. C. (Ref. NPA Reg. 3), in accordance with National Production Authority Regulation 3.

(e) *Steel drums for shipments of petroleum products.* Requests for supply assistance for steel drums to contain petroleum products for export should be submitted pursuant to the provisions of this section, with the following modifications:

(1) Items 6 and 7 (a), (b), (c), and (e) of Form IT-835 shall relate to the petroleum products to be contained and exported in the drums. The information required by all other items of Form IT-835 shall relate to the steel drums.

(2) In addition, the request for supply assistance for such steel drums shall state (in item 4 of Form IT-835 or on an attachment to Form IT-835) the name and address of the supplier from whom the applicant normally obtains his requirements for steel drums, the city or town in the United States where the drums will be filled, and a complete description of the petroleum products (including Schedule B number, quantity, and value) to be exported in the drums.

**NOTE:** Pursuant to a Directive by the National Production Authority, supply assistance will be granted for approximately 125,000 steel drums per month for use as export containers of petroleum products, during the months of June, July, August, and September 1951. Such drums will be 55 gallon capacity and of 18 gauge and lighter. It is estimated that 125,000 drums per month represent approximately 12.5% of the total number of drums necessary each month for the export of licensed quantities of petroleum products normally exported in drums.

The OIT will recommend action to be taken on individual requests (submitted to it) to the National Production Authority. Upon approval of the request, NPA will issue instructions to individual suppliers of steel drums to deliver a stated quantity of steel drums to a named exporter.

This part of the amendment shall become effective as of September 7, 1951.

4. Part 398 *Priority ratings and supply assistance assigned by OIT* is amended by adding thereto a new section (§ 398.6) to read as follows:

§ 398.6 *DO (priority) assistance by Office of International Trade for diiododiphenyl trichloroethane (DDT)*—(a) *Authority.* The National Production Authority has granted authority to the Office of International Trade, Department of Commerce, to assign DO priority ratings for the export of 15,000,000 pounds of DDT (100 percent equivalent) during the fiscal year July 1, 1951–June 30, 1952, to meet the essential requirements of certain governmental and other major health and agricultural programs in foreign countries. This priority assistance is intended to expedite the production and delivery of all or most of the stated quantity during the latter half of 1951, thereby preventing interference

with domestic demand in the January–June peak period.

In approving requests for supply assistance, the Office of International Trade will assign DO-W4 ratings to licenses covering DDT for ECA countries, and DO-W2 ratings to those covering exports to OIT countries.

While the Office of International Trade may approve licenses for the export of more than 15,000,000 pounds of DDT, no priority assistance may be granted for quantities in excess of this amount under this authority.

(b) *Submission of requests to OIT for priority assistance.* (1) Requests for priority assistance to obtain DDT must be submitted (in duplicate) on Form IT-835. Instructions regarding the preparation of Form IT-835 are set forth in § 398.4 (c).

(2) If a validated export license is required for the proposed exportation, the request for priority assistance shall also include:

(i) An export license application prepared in accordance with Parts 370 through 399 of this chapter, unless a license application has been submitted previously.

(ii) Where the request for priority assistance is accompanied by a license application to export the DDT, items 1, 5, 7, and 8 only, of Form IT-835 need be filled in. (Other items on Form IT-835 are repetitive of items on the license application Form IT-419.) If, however, a license application has been submitted, all items on Form IT-835 must be answered.

(c) *When and where to submit requests for priority assistance.* (1) Under this priority rating procedure, exporters must place their orders with producers 15 days in advance of the month in which delivery is required. Exporters should, therefore, file their license applications and requests for priority assistance sufficiently in advance to allow time for processing in the Office of International Trade. The time for such processing is usually about three weeks.

(2) Requests for priority assistance to obtain DDT should be addressed to the Office of International Trade, Department of Commerce, Washington 25, D. C., attention: Agricultural Products Division.

**NOTE:** Inasmuch as the Office of International Trade is authorized to issue DO priority ratings for exports of DDT to both OIT and ECA countries, requests for priority assistance will be addressed in accordance with subparagraph (2) of this paragraph, notwithstanding the instructions on the face of Form IT-835.

This part of the amendment shall become effective as of August 23, 1951.

(Sec. 3, 63 Stat. 7; 50 U. S. C. App. Sup. 2023. E. O. 9630, Sept. 27, 1945, 10 F. R. 12245; 3 CFR, 1945 Supp., E. O. 9919, Jan. 3, 1948, 13 F. R. 59; 3 CFR, 1948 Supp.)

LORING K. MACY,  
Acting Director,  
Office of International Trade.

[F. R. Doc. 51-10445; Filed, Aug. 29, 1951; 8:53 a. m.]

## TITLE 16—COMMERCIAL PRACTICES

### Chapter I—Federal Trade Commission

[Docket 4420]

#### PART 3—DIGEST OF CEASE AND DESIST ORDERS

##### BENGOR PRODUCTS CO.

Subpart—*Advertising falsely or misleadingly:* § 3.30 *Composition of goods;* § 3.90 *History of product or offering;* § 3.130 *Manufacture or preparation;* § 3.155 *Prices; exaggerated as regular and customary;* § 3.235 *Source or origin; place; domestic product as imported.* Subpart—*Using misleading name; goods:* § 3.2345 *Source or origin; place; domestic products as imported.* Subpart—*Using or selling lottery devices:* § 3.2475 *Devices for lottery selling.* I. In connection with the offering for sale, sale or distribution of any merchandise in commerce, (1) representing, directly or by implication, that any merchandise offered for sale or sold has a retail price in excess of the actual selling price at which such merchandise ordinarily is sold to consumers; (2) using the word "Doctor", or any abbreviation or simulation thereof, to designate, describe or refer to any merchandise not made in accordance with the formula or under the supervision of a member of the medical or dental profession; or otherwise representing, directly or by implication, that any such product has been so made; (3) using the term "Parfums Jockey Club de Paris", or any other term or word or words indicative of French origin, as a brand or trade name for perfumes manufactured or compounded in France; or, (4) representing, directly or by implication, that any merchandise is composed wholly or in part of silk when such is not the fact; and, II, selling or distributing in commerce, push cards, punchboards or other lottery devices which are to be used or may be used in the sale or distribution of merchandise to the public by means of a game of chance, gift enterprise or lottery scheme; prohibited.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Interprets or applies, sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) [Cease and desist order, Louis Gordon et al. trading as Bengor Products Company, Docket 4420, June 20, 1951]

*In the Matter of Louis Gordon and Ben Gordon, Individually and as Copartners Trading as Bengor Products Company*

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the respondents' answer thereto, testimony and other evidence in support of the allegations of the complaint introduced before trial examiners of the Commission theretofore duly designated by it (respondents having presented no evidence in opposition to the allegations of the complaint), the recommended decision of the substitute trial examiner, the trial examiner originally designated herein being deceased, and brief in support of the complaint (no brief having been filed



on behalf of the respondents and oral argument not having been requested), and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of the Federal Trade Commission Act:

*It is ordered,* That the respondents, Louis Gordon and Ben Gordon, individually and as copartners trading as Bengor Products Company, or trading under any other name, and their agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of any merchandise in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing, directly or by implication, that any merchandise offered for sale or sold has a retail price in excess of the actual selling price at which such merchandise ordinarily is sold to consumers.

2. Using the word "Doctor," or any abbreviation or simulation thereof, to designate, describe or refer to any merchandise not made in accordance with the formula or under the supervision of a member of the medical or dental profession; or otherwise, representing, directly or by implication, that any such product has been so made.

3. Using the term "Parfums Jockey Club de Paris," or any other term or word or words indicative of French origin, as a brand or trade name for perfumes manufactured or compounded in the United States; or representing in any other manner that perfumes so manufactured or compounded were manufactured or compounded in France.

4. Representing, directly or by implication, that any merchandise is composed wholly or in part of silk when such is not the fact.

*It is further ordered,* That said respondents and their agents, representatives and employees, directly or through any corporate or other device, do forthwith cease and desist from: Selling or distributing in commerce, as "commerce" is defined in the Federal Trade Commission Act, push cards, punch boards or other lottery devices which are to be used or may be used in the sale or distribution of merchandise to the public by means of a game of chance, gift enterprise or lottery scheme.

*It is further ordered,* That the allegations of the complaint relating to the use of the word "free" be, and they hereby are, dismissed without prejudice to the right of the Commission to institute a new proceeding or to take such further or other action at any time in the future with respect to the subject matter of such allegations as may be warranted by the then existing circumstances.

*It is further ordered,* That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form

in which they have complied with said order.

Issued June 20, 1951.

By the Commission.

[SEAL]

D. C. DANIEL,  
Secretary.

[F. R. Doc. 51-10442; Filed, Aug. 29, 1951;  
8:52 a. m.]

[Docket 4697]

# PART 3—DIGEST OF CEASE AND DESIST ORDER

NEW STANDARD PUBLISHING CO., INC., ET AL.

Subpart—*Misrepresenting oneself and goods; goods:* § 3.1625 *Free goods or services; Prices:* § 3.1795 *Coverage or extras;* § 3.1825 *Usual as reduced or to be increased.* Subpart—*Offering unfair, improper and deceptive inducements to purchase or deal:* § 3.1955 *Free goods;* § 3.1985 *Individual's special selection or situation;* § 3.2000 *Limited offers or supply;* § 3.2080 *Terms and conditions.* In connection with the offering for sale, sale, and distribution of encyclopedias or other publications, and among other things, as in order set forth, representing, directly or by implication, (1) that the usual or customary price at which said publications are offered for sale is a special low price; or that any offer is for a limited time only when such offer is made continuously in the regular course of business; (2) that said publications are available only to selected individuals; (3) that said publications are given to purchasers as an advertising plan, or otherwise, in return for endorsements from such purchasers, when such is not a fact; (4) that said publications are free or in any sense a gratuity, when in fact payment therefor is included in the total price to be paid by the purchaser or when the purchaser is required to purchase another publication or publications or some other merchandise as a condition to the receipt of said publications; (5) that the total price which a purchaser is obligated to apply covers any publication, or other items, for which an additional charge is made; or, (6) that the amount which a purchaser is required to pay in order to receive any publication is a handling charge only, when such is not a fact; prohibited.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Interprets or applies, (sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) (Cease and desist order, New Standard Publishing Company, Inc., et al., Docket 4697, May 25, 1951)]

Subpart—*Claiming indorsements or testimonials falsely or misleadingly:* § 3.330 *Claiming indorsements or testimonials falsely or misleadingly.* Subpart—*Misrepresenting oneself and goods; business status, advantages or connections:* § 3.1395 *Connections and arrangements with others;* § 3.1440 *Identity;* § 3.1520 *Personnel or staff;* *Misrepresenting oneself and goods; goods:* § 3.1645 *Government standards or specifications;* § 3.1665 *Indorsements;* § 3.1740 *Scientific or other relevant facts;*

§ 3.1755 *Success, use or standing.* In connection with the offering for sale, sale, and distribution of encyclopedias or any other publications, and among other things, as in order set forth, representing, directly or by implication, (1) that salesmen employed by respondents to sell encyclopedias or other publications are representatives of the publishers of said encyclopedias or other publications; (2) that respondent New Standard Publishing Company, Inc., is a subsidiary of the publisher of the encyclopedias which it sells, or that its relationship with said publisher is anything other than what it is in fact; (3) that said publications are approved by the State educational authorities, or are on the list of recommended reference books, of a particular State, unless said publications have in fact been so approved and listed; (4) that said publications have been sold to or recommended by any given person or persons, when such is not a fact; or, (5) that testimonials or recommendations are unsolicited and genuine, when such is not a fact; prohibited.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) (Cease and desist order, New Standard Publishing Company, Inc., et al., Docket 4697, May 25, 1951)]

Subpart—*Coercing and intimidating:* § 3.350 *Customers or prospective customers; to purchase, make payment, or support product or service; by threatened suit or other intimidation.* Subpart—*Enforcing dealings or payments wrongfully:* § 3.1045 *Enforcing dealings or payments wrongfully.* Subpart—*Misrepresenting oneself and goods; business status, advantages or connections:* § 3.1385 *Concealed interest;* § 3.1390 *Concealed subsidiary or "alter ego";* § 3.1440 *Identity;* § 3.1520 *Personnel or staff;* § 3.1555 *Size, extent or equipment; Misrepresenting oneself and goods; goods:* § 3.1735 *Sample, offer, or order conformance;* § 3.1775 *Value.* Subpart—*Offering unfair, improper and deceptive inducements to purchase or deal:* § 3.2060 *Sample, offer or order conformance;* § 3.2080 *Terms and conditions.* Subpart—*Using misleading name; vendor:* § 3.2365 *Concealed subsidiary or "alter ego";* § 3.2385 *Identity.* In connection with the offering for sale, sale and distribution of encyclopedias or any other publication, and among other things, as in order set forth, representing, directly or by implication (1) that pencils or any other merchandise supplied with said publications are of a greater value than they are in fact; or that said pencils or other merchandise will be the same as samples exhibited to purchasers, when such is not a fact; (2) that purchasers of said publications will not be required to make payments in accordance with the terms of the contracts signed by them, when such is not a fact; (3) that "Commercial Finance", or any other trade or fictitious name under which business is done by respondents, is a bona fide collection agency not connected with respondent New Standard Publishing Company, Inc.; (4) that any purchaser's contract has been assigned to or discounted with a bona fide collection agency, when such is not a



fact; or, (5) that respondent New Standard Publishing Company, Inc., is a large concern with numerous employees, through the use of fictitious names and titles of pseudo-employees or otherwise; prohibited.

(Sec. 6, 38 Stat. 721; 15 U. S. C. 46. Interprets or applies sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) [Cease and desist order, New Standard Publishing Company, Inc., et al., Docket 4697, May 25, 1951]

*In the Matter of New Standard Publishing Company, Inc., a Corporation, Trading Under Its Corporate Name and Also Doing Business as Publishers Guild, Foundation Press, Geological Publishing Company, Commercial Finance, National Research Bureau, Standard Research Bureau, Geological Society, and Modern Health Institute; Julius B. Lewis, Also Known as Jack Lewis, an Individual; and Doubleday-Doran & Company, Inc., a Corporation*

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, respondents' answers thereto, testimony and other evidence in support of and in opposition to the allegations of the complaint taken before a trial examiner of the Commission theretofore duly designated by it, report of the trial examiner upon the evidence and exceptions thereto filed by counsel for certain of the respondents, and briefs and oral argument of counsel; and the Commission having made its findings as to the facts and its conclusion that the respondents New Standard Publishing Company, Inc., and Julius B. Lewis have violated the provisions of the Federal Trade Commission Act:

*It is ordered,* That the respondent New Standard Publishing Company, Inc., a corporation, its officers, and respondent Julius B. Lewis, individually, and their respective representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of encyclopedias or any other publications, cease and desist from representing, directly or by implication:

1. That the usual or customary price at which said publications are offered for sale is a special low price; or that any offer is for a limited time only when such offer is made continuously in the regular course of business.

2. That said publications are available only to selected individuals.

3. That said publications are given to purchasers as an advertising plan, or otherwise, in return for endorsement from such purchasers, when such is not a fact.

4. That said publications are free or in any sense a gratuity, when in fact payment therefor is included in the total price to be paid by the purchaser or when the purchaser is required to purchase another publication or publications or some other merchandise as a condition to the receipt of said publications.

5. That the total price which a purchaser is obligated to pay covers any publication, or other items, for which an additional charge is made.

6. That the amount which a purchaser is required to pay in order to receive any publication is a handling charge only, when such is not a fact.

7. That salesmen employed by said respondents to sell encyclopedias or other publications are representatives of the publishers of said encyclopedias or other publications.

8. That respondent New Standard Publishing Company, Inc., is a subsidiary of the publisher of the encyclopedias which it sells, or that its relationship with said publisher is anything other than what it is in fact.

9. That said publications are approved by the State educational authorities, or are on the list of recommended reference books, of a particular State, unless said publications have in fact been so approved and listed.

10. That said publications have been sold to or recommended by any given person or persons, when such is not a fact.

11. That testimonials or recommendations are unsolicited and genuine, when such is not a fact.

12. That pencils or any other merchandise supplied with said publications are of a greater value than they are in fact; or that said pencils or other merchandise will be the same as samples exhibited to purchasers, when such is not a fact.

13. That purchasers of said publications will not be required to make payments in accordance with the terms of the contracts signed by them, when such is not a fact.

14. That "Commercial Finance", or any other trade or fictitious name under which business is done by respondents, is a bona fide collection agency not connected with respondent New Standard Publishing Company, Inc.

15. That any purchaser's contract has been assigned to or discounted with a bona fide collection agency, when such is not a fact.

16. That respondent New Standard Publishing Company, Inc., is a large concern with numerous employees, through the use of fictitious names and titles of pseudo-employees or otherwise.

*It is further ordered,* That respondents New Standard Publishing Company, Inc., and Julius B. Lewis shall, within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

Issued: May 25, 1951.

By the Commission, Commissioner Mason not participating.

[SEAL]

D. C. DANIEL,  
Secretary.

[F. R. Doc. 51-10441; Filed, Aug. 29, 1951; 8:52 a. m.]

## TITLE 19—CUSTOMS DUTIES

### Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 52805]

#### PART 6—AIR COMMERCE REGULATIONS

##### AIRPORT OF ENTRY

AUGUST 24, 1951.

The Tampa International Airport, Tampa, Florida, is hereby designated as an airport of entry (international airport) for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (49 U. S. C. 179 (b)), effective September 1, 1951.

The list of airports of entry in § 6.12, Customs Regulations of 1943 (19 CFR 6.12), as amended, is hereby further amended to include the location and name of this airport.

Notice of the proposed designation of the Tampa International Airport as an airport of entry (international airport) was published in the FEDERAL REGISTER of July 31, 1951 (16 F. R. 7461), pursuant to the provisions of the Administrative Procedure Act (5 U. S. C. 1003).

The designation of this airport is based on a determination that a sufficient need exists to justify such designation and the designation is made for the purpose of providing for convenient compliance with customs requirements.

(Sec. 7, 44 Stat. 572, as amended; 49 U. S. C. 177)

[SEAL]

JOHN S. GRAHAM,  
Acting Secretary of the Treasury.

[F. R. Doc. 51-10461; Filed, Aug. 29, 1951; 8:54 a. m.]

[T. D. 52808]

#### PART 6—AIR COMMERCE REGULATIONS

##### AIRPORT OF ENTRY

AUGUST 24, 1951.

The Palm Beach International Airport, West Palm Beach, Florida, is hereby designated as an airport of entry (international airport) for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (49 U. S. C. 179 (b)), effective September 1, 1951.

The list of airports of entry in § 6.12, Customs Regulations of 1943 (19 CFR 6.12), as amended, is hereby further amended to include the location and name of this airport.

Notice of the proposed designation of the Palm Beach International Airport as an airport of entry (international airport) was published in the FEDERAL REGISTER of July 28, 1951 (16 F. R. 7421), pursuant to the provisions of the Administrative Procedure Act (5 U. S. C. 1003).

The designation of this airport is based on a determination that a sufficient need exists to justify such designa-



tion and the designation is made for the purpose of providing for convenient compliance with customs requirements. (Sec. 7, 44 Stat. 572, as amended; 49 U. S. C. 177)

[SEAL] JOHN S. GRAHAM,  
Acting Secretary of the Treasury.

[F. R. Doc. 51-10462; Filed, Aug. 29, 1951;  
8:54 a. m.]

## TITLE 20—EMPLOYEES' BENEFITS

### Chapter II—Railroad Retirement Board

#### PART 345—EMPLOYERS' CONTRIBUTIONS AND CONTRIBUTION REPORTS

##### REFUNDS

Pursuant to the general authority contained in section 12 of the act of June 25, 1938 (52 Stat. 1094, 1107; 45 U. S. C. 362), §§ 345.13 (c) and 345.13 (d) of the regulations of the Railroad Retirement Board under such act (4 F. R. 4370) are amended by Board Order 51-254, dated August 7, 1951, to read as follows:

#### § 345.13 Refunds. \* \* \*

(c) *Form of claim.* A claim for refund shall be made on Form DC-3 in accordance with the instructions and regulations applicable thereto. The prescribed form may be obtained from the Board. There shall be set forth all grounds in detail and all facts alleged in support of the claim, including the amount and date of each payment to the Board of the contribution for which refund is claimed, the name and address of the employer who paid the contribution to the Board, and the period covered by the contribution report on which such contribution was reported.

(d) *Claim by fiduciary.* If any contribution is paid by or on behalf of an individual who thereafter dies and a claim for refund or credit is filed by a legal representative of the deceased, certified copies of the letters testamentary, letters of administration, or other similar evidence shall be annexed to the claim, to show the authority of the executor, administrator, or other fiduciary by whom the claim was filed. If an executor, administrator, guardian, trustee, receiver or other fiduciary pays any contribution and thereafter a claim for refund or credit is filed by the same fiduciary, documentary evidence to establish the legal authority of the fiduciary need not accompany the claim, provided a statement is made in the claim showing that the contribution was paid by the fiduciary and that he is still acting. In such cases, if a refund or interest is to be paid, letters testamentary, letters of administration, or other evidence may be required but are required to be submitted only upon the receipt of a specific request therefor. If a claim is filed by a fiduciary or employer other than the one by whom the contribution was paid, the necessary documentary evidence shall accompany the claim. The claim form may be executed by an agent of the employer on whose behalf the claim is made,

but in such case a power of attorney shall accompany the claim.

(Sec. 12, 52 Stat. 1107, as amended; 45 U. S. C. 362)

Dated: August 23, 1951.

By authority of the Board.

MARY B. LINKINS,  
Secretary of the Board.

[F. R. Doc. 51-10419; Filed, Aug. 29, 1951;  
8:46 a. m.]

## TITLE 32A—NATIONAL DEFENSE, APPENDIX

### Chapter III—Office of Price Stabilization, Economic Stabilization Agency

[Ceiling Price Regulation 11, Amdt. 5]

#### CPR 11—RESTAURANTS

##### EXEMPTION FOR BONA FIDE CLUBS

Pursuant to the Defense Production Act of 1950, as amended, Executive Order 10161 (15 F. R. 6105), and Economic Stabilization Agency General Order No. 2 (16 F. R. 738), this Amendment 5 to Ceiling Price Regulation 11 is hereby issued.

##### STATEMENT OF CONSIDERATIONS

This amendment provides that bona fide nonprofit membership clubs may apply, under certain conditions, for exemption from the provisions of Ceiling Price Regulation 11.

In order to qualify for an exemption, a club must be a non-profit membership organization, recognized as such by the Bureau of Internal Revenue and exempt from the payment of income tax by reason thereof, where no part of the net earnings of its restaurant operation inures to the benefit of any private shareholder or individual and the net profits of the restaurant, if any, are devoted to the purposes of the club. The club also must establish that its members are elected to membership by a governing board, membership committee or other body and that it sells meals, food items or beverages only to members and bona fide guests of members. In addition, the club must show that it is operated primarily as a non-profit club for one or more of the purposes specified in Section 101 of the Bureau of Internal Revenue Code and not primarily as an eating or drinking establishment.

Non-profit membership clubs, which do not sell to the general public, have no appreciable effect upon the general level of prices or upon the cost of living. Permitting these clubs to apply for exemption under this regulation will in no way defeat or impair the price stabilization program. However, no exemption will be granted to a club unless it meets all of the above requirements. It is not intended to exempt clubs which make their restaurant facilities available for general use by the public.

In the judgment of the Director of Price Stabilization, requiring these clubs to comply with the provisions of the restaurant regulations imposes an unnecessary administrative burden on the Office of Price Stabilization and on these clubs since imposition of ceiling prices

on the restaurant sales of these clubs is not necessary to effectuate the purposes of the Defense Production Act of 1950, as amended.

In the formulation of this amendment, special circumstances have rendered impractical consultation with official advisory committees, including trade association representatives; however, the provisions of this amendment incorporate the recommendations of persons representing substantial segments of the industry. In the judgment of the Director of Price Stabilization, the provisions of this amendment are generally fair and equitable and are necessary to effectuate the purposes of Title IV of the Defense Production Act of 1950.

So far as practicable the Director of Price Stabilization gave due consideration to the national effort to achieve maximum production in furtherance of the objective of the Defense Production Act of 1950; to prices prevailing during the period from May 24, 1950, to June 24, 1950, inclusive; and to relevant factors of general applicability.

##### AMENDATORY PROVISIONS

Section 9 of Ceiling Price Regulation 11 is amended by adding a new paragraph (e) to read as follows:

(e) *Non-profit clubs.* Bona fide non-profit membership clubs which file an application with their OPS District Office stating:

(1) The club is a non-profit organization, recognized as such by the Bureau of Internal Revenue, and exempt from the payment of income tax by reason thereof, where no part of the net earnings of its restaurant operations inures to the benefit of any private shareholder or individual; and the net profits, if any, are devoted to the purposes of the club;

(2) It sells meals, food items or beverages only to members and bona fide guests of members;

(3) Its members are elected to membership by a governing board, membership committee or other body; and

(4) It is operated primarily as a non-profit club for one or more of the purposes specified in section 101 of the Bureau of Internal Revenue Code and not primarily as an eating or drinking establishment.

Bona fide clubs are exempt as soon as they have filed an application in accordance with this paragraph. The application, however, shall be subject to review by the OPS District Office. This exemption will be revoked if the OPS District Office, upon review, finds that the club does not satisfy all of the requirements of this paragraph.

No club, organized after the effective date of this amendment, shall be exempt under the provisions of this paragraph unless it has filed a request for exemption with its OPS District Office, furnishing the information required by subparagraphs (1), (2), (3) and (4) of this paragraph and until the OPS District Office has notified the club in writing that it is exempt from this regulation.

(Sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154)



**Effective date.** This amendment is effective September 4, 1951.

**NOTE:** The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

MICHAEL V. DiSALLE,  
Director of Price Stabilization.

AUGUST 29, 1951.

[F. R. Doc. 51-10519; Filed, Aug. 29, 1951;  
4:00 p. m.]

[Ceiling Price Regulation 61, Amendment 1]

#### CPR 61—EXPORTS

##### EXPORT CEILING PRICE FOR PRODUCER EXPORTERS

Pursuant to the Defense Production Act of 1950 as amended by Defense Production Act Amendments of 1951 (Pub. Law 774, 81st Cong.; Pub. Law 96, 82d Cong.), Executive Order 10161 (15 F. R. 6105), and Economic Stabilization Agency General Order No. 2 (16 F. R. 738), this Amendment 1 to Ceiling Price Regulation 61 is hereby issued.

##### STATEMENT OF CONSIDERATIONS

This amendment to Ceiling Price Regulation 61 is intended to offer the producer exporter an alternative domestic ceiling price to be used in computing his ceiling price for export sales. The producer exporter may now use either his domestic ceiling price to a buyer of the same class as the buyer for which he is presently pricing, or his domestic ceiling price to his largest buying class of domestic purchaser.

This amendment will make it possible for exporters who in the past determined their export sales by applying a markup over the price shown in their published lists, as determined for various classes of domestic purchasers, to continue to use this practice. As a result, the determination of their export price under Ceiling Price Regulation 61 will be much simplified and the clerical work involved in determining export prices considerably reduced.

Formal consultation with representatives of industry has not been practicable although many individual views expressed informally to this Office requested action in the nature of this amendment.

##### AMENDATORY PROVISIONS

Section 3 (b) (1) of Ceiling Price Regulation 61 is amended to read as follows:

(b) *Producer exporters.* (1) If you are a producer exporter, your ceiling price for the export sale of any commodity covered by this regulation to any class of foreign buyer, shall be either your domestic ceiling price, at point of delivery, applicable to a sale of the commodity for domestic consumption to a buyer of the same class as the buyer for which you are pricing, or your domestic ceiling price, at point of delivery, to your largest buying class of domestic purchaser. To the domestic ceiling price chosen by you, add a percentage markup used in the base period January 1, 1949,

to June 30, 1950, inclusive, calculated in accordance with section 5 of this regulation, plus costs of exportation actually incurred by you in connection with such sale. If you made no base period sales of the commodity or product line you are pricing to foreign buyers of the class for which you are pricing, your markup shall be calculated in accordance with section 5 of this regulation but shall be based on other base period sales as provided for in section 6 of this regulation.

(Sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154)

**Effective date.** This amendment shall become effective on August 28, 1951.

MICHAEL V. DiSALLE,  
Director of Price Stabilization.

AUGUST 28, 1951.

[F. R. Doc. 51-10485; Filed, Aug. 28, 1951;  
4:02 p. m.]

[General Ceiling Price Regulation,  
Supplementary Regulation 53]

#### GCPR, SR 53—ADJUSTMENT OF CIGARETTE "LOSS-LEADER" PRICES COVERED BY ARKANSAS STATUTE

Pursuant to the Defense Production Act of 1950, as amended, Executive Order 10161 (15 F. R. 6105), and Economic Stabilization Agency General Order No. 2 (16 F. R. 738), this Supplementary Regulation is hereby issued.

##### STATEMENT OF CONSIDERATIONS

The accompanying supplementary regulation authorizes wholesalers and retailers of cigarettes, who are required under Act 101 of the General Assembly of the State of Arkansas to sell cigarettes at specified prices, to adjust their ceiling prices to the levels prescribed by that Act. The Act became effective June 6, 1951.

As is well known, cigarettes have for many years been popular with merchants as a "loss-leader". In some instances, they have actually taken an out-of-pocket loss, presumably on the view that that loss was a kind of advertising expense. Other merchants have not gone so far, restricting themselves to sales at invoice cost or at a price which obviously disregarded even minimum handling costs.

It has been called to the attention of the Director of Price Stabilization that the government of the State of Arkansas, having determined that this practice is disruptive of business and unfair to merchants who do not lose "loss-leaders", has enacted the above mentioned statute for the purpose of eliminating the practice. Wholesalers and retailers are required under the statute to sell cigarettes at or above "cost", which is defined (subject to a showing by the seller to the contrary) as invoice cost plus two percent for wholesalers and plus six percent for retailers.

Some of the sellers to whom the Arkansas statute applies were selling cigarettes in the base period (December 19, 1950 to January 26, 1951) at prices lower than the minimum prices now established by State law. The lower prices in

effect in the base period, of course, became the ceiling prices for such sellers. The situation thus created arises from the general freeze character of the General Ceiling Price Regulation.

It would be obviously inconsistent with the purposes of the economic stabilization program for the Office of Price Stabilization to acquiesce in minimum prices established for whatever purposes by State or local legislative bodies. In this case, however, the State statute is of a very limited character, having been adopted for the purpose of dealing with the special problem of "loss-leader" cigarette sales. Moreover, the prices required to be charged under it are not so high as to indicate any purpose broader than the one avowed. Finally, available data indicate that the number of sellers whose ceiling prices are below the minimum State prices is small and that the very limited price adjustments required to permit compliance with the State statute will not have an important effect on the cost of living, the defense effort, or the general level of prices. Accordingly, the Director has determined that permitting sellers subject to the Arkansas statute to charge the prices required under it would not unduly impair the carrying out of the economic stabilization program. Should other laws comparable to the Arkansas statute be called to his attention, the Director will in like manner consider the relationship of such laws to the economic stabilization program and its effective execution, and take such action as his findings may then indicate.

##### FINDINGS OF THE DIRECTOR

In the judgment of the Director of Price Stabilization, the ceiling prices established by this supplementary regulation are generally fair and equitable and are necessary to effectuate the purposes of Title IV of the Defense Production Act of 1950, as amended.

So far as practicable, the Director of Price Stabilization gave due consideration to the national effort to achieve maximum production in the furtherance of the objectives of the Defense Production Act of 1950; to parity prices and the other minimum requirements of the law including prices prevailing during the period from May 24, 1950 to June 24, 1950, inclusive; and to factors of general applicability.

Because wholesalers and retailers of cigarettes are found in many different trade groups, the Director has not found it practicable to consult formally with their representatives. However, the provisions of this regulation have been discussed with interested individuals and consideration has been given to their recommendations.

##### REGULATORY PROVISIONS

Sec.

1. To whom this regulation applies.
2. Adjustment of ceiling prices.
3. Continued applicability of the General Ceiling Price Regulation.

**AUTHORITY:** Sections 1 to 3 issued under sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154. Interpret or apply Title IV, 64 Stat. 803, as amended; 50 U. S. C. App. Sup. 2101-2110, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105; 3 CFR, 1950 Supp.



**SECTION 1. To whom this regulation applies.** You are covered by this regulation if you meet the following conditions:

- (a) You sell cigarettes;
- (b) You are required under Act 101 of the General Assembly of the State of Arkansas, effective June 6, 1951, to charge for cigarettes you sell the prices established under that act; and
- (c) Your ceiling prices under the General Ceiling Price Regulation are lower than the prices you are required to charge under that act.

**Sec. 2. Adjustment of ceiling prices.** If you are covered by this regulation you may increase your ceiling prices for cigarettes up to the minimum prices required to be charged under the statute referred to in section 1 of this regulation.

**Sec. 3. Continued applicability of the General Ceiling Price Regulation.** All provisions of the General Ceiling Price Regulation, except as modified by this supplementary regulation, continue to apply to you even though you may be one of the sellers who are authorized under this regulation to increase their ceiling prices.

**Effective date.** This regulation shall be effective September 4, 1951.

MICHAEL V. DISALLE,  
Director of Price Stabilization.

AUGUST 29, 1951.

[F. R. Doc. 51-10518; Filed, Aug. 29, 1951; 11:20 a. m.]

## Chapter VI—National Production Authority, Department of Commerce

[Implementation 1, NPA Gen. Administrative Order 16-06]

### RULES OF PRACTICE BEFORE HEARING COMMISSIONERS

These rules are found necessary and appropriate to promote the national defense and are issued pursuant to the authority granted by section 101 of the Defense Production Act of 1950, as extended by Pub. Law 96, 82nd Cong., and NPA General Administrative Order 16-06, July 21, 1951 (16 F. R. 8628). Consultation with industry representatives in advance of the issuance of these rules has been rendered impracticable by the fact that the rules apply to all trades and industries.

Sec.

- 1. Scope of rules.
- 2. Hearings in adversary proceedings.
- 3. Appeals from orders.
- 4. Stays pending appeals.
- 5. Temporary suspension orders and consent orders.

**AUTHORITY:** Sections 1 to 5 issued under sec. 704, 64 Stat. 816, as amended, 50 U. S. C. App. Supp. 2154. Interpret or apply sec. 101, 64 Stat. 799, as amended; 50 U. S. C. App. Supp. 2071; sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105, 3 CFR, 1950 Supp.; sec. 2, E. O. 10200, Jan. 3, 1951, 16 F. R. 61.

**SECTION 1. Scope of rules.** (a) These general rules will govern the procedure of administrative adversary proceedings before hearing commissioners.

(b) The principal office of the Chief Hearing Commissioner is at Washington 25, D. C. All communications to him should be addressed to the Chief Hearing Commissioner, National Production Authority, Washington 25, D. C., unless otherwise specifically directed. [Rule I]

**SEC. 2. Hearings in adversary proceedings.** (a) Administrative action by the Chief Hearing Commissioner will be taken in a case only when a statement of charges, in the form of a charging letter or telegram, has been prepared by the General Counsel of the National Production Authority and referred to the Chief Hearing Commissioner with recommendations for appropriate action.

(b) The statement of charges shall set forth the specific violations charged and the administrative action which may be taken.

(c) Following receipt of the statement of charges the Chief Hearing Commissioner will forthwith designate a commissioner to hear the matter. The Chief Hearing Commissioner will also transmit the statement of charges to the respondent by registered mail (return receipt requested) or by telegram. Accompanying the statement of charges, there will be a notice containing the following:

(1) The name and address of the commissioner designated to hear the matter.

(2) A statement that the respondent may:

(i) Submit a written denial or explanation of the charges, or

(ii) Appear at a hearing on a date and place to be fixed, when the charges will be considered, and

(3) A statement advising the respondent of the importance of presenting in defense or explanation all facts and circumstances bearing on his alleged violations.

(d) The hearing commissioner will be furnished by the Chief Hearing Commissioner with two copies of the statement of charges and a statement of the date and method of its transmission to the respondent.

(e) In the event the respondent desires to contest the charges, he shall, within ten calendar days from the date of receipt by him of the statement of charges, file an answer with the hearing commissioner designated to hear the matter. The answer shall contain a concise statement of the facts in the respondent's defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the statement of charges unless the respondent is without knowledge, in which case respondent shall so state. Five copies of the answer shall be filed with the hearing commissioner. The original shall be signed in ink by the respondent or an attorney at law who has been admitted to practice in any state or territory, or the District of Columbia. Where the respondent is a corporation or association, the answer may be filed through one of its officers or its attorney. An answer will show the office and post office address of respondent or his attorney.

(f) The hearing commissioner, unless a continuance is granted, shall proceed

with the hearing whether or not the respondent has filed an answer or pleaded specifically to each charge in the statement of charges, and upon failure to file an answer, the hearing commissioner shall take action on the charges without further notice to the respondent. Each charge contained in the statement of charges shall be deemed to be denied unless the charge is specifically admitted by the respondent.

(g) At the close of the reception of evidence, or within a reasonable time thereafter fixed by the hearing commissioner, the parties may file for his consideration their proposed findings and conclusions, together with supporting briefs. Upon request of either party, oral argument thereon may be allowed by the hearing commissioner.

(h) All hearings shall be stenographically reported under supervision of the hearing commissioner. The transcript of the official reporter shall be made a part of the record and shall constitute the sole official transcript of the proceeding. Transcripts may be supplied to respondents and to the public by the official reporter at their cost and at rates not to exceed the maximum rates fixed by contract between the National Production Authority and the reporter.

(i) The hearing commissioner will issue findings and conclusions, and an order of disposition in each case. All orders shall be subject to appeal by the respondent or by the General Counsel of the National Production Authority.

(j) The hearing commissioner shall serve a copy of his findings and conclusions, and an order of disposition, upon each party to the proceeding.

(k) Where the hearing commissioner concludes that the facts found constitute:

(1) The acquisition, possession, production, use, or disposition by a respondent of materials or facilities in an amount or in a manner not permitted by the National Production Authority regulations, orders, or directives; or

(2) A material misrepresentation by a respondent or in his behalf, to the National Production Authority, or to an authorized agency thereof, in any matter within the jurisdiction of the National Production Authority relevant to the allocation or distribution of materials or facilities; or

(3) Any other violation by a respondent of the National Production Authority regulations, orders, or directives relevant to the allocation or distribution of materials or facilities,

he may issue a suspension order which may:

(4) Withdraw or withhold priority assistance from a respondent;

(5) Withdraw or withhold allocations or allotments of materials or facilities from a respondent;

(6) Prohibit or restrict a respondent in the acquisition, possession, production, use or disposition of materials or facilities;

(7) Otherwise require compliance with the provisions of Title I of the Defense Production Act or with regulations, orders or directives of the National Production Authority.



(l) The findings and conclusions and order of the hearing commissioner, together with the record, will be filed in duplicate with the Chief Hearing Commissioner.

(m) Where the hearing commissioner concludes that the facts found do not constitute violations as set forth in paragraph (k) (1), (k) (2), or (k) (3) of this section, he will so find and will close the case by issuing an appropriate order.

(n) In any matter before a hearing commissioner, he shall, at the instance of either party, issue subpoenas, requiring the attendance of witnesses for submission of testimony or for the production of documentary evidence relevant to the issues in such matter. Where the application for subpoena is for the production of documentary evidence, such application shall specify with reasonable particularity the books, papers or documents desired.

(o) Witnesses under subpoena shall be paid the same fees and mileage as are paid witnesses in the courts of the United States. Witnesses whose depositions are taken, and the persons taking such depositions, shall severally be entitled to the same fees as are paid for like services in the courts of the United States. Witness fees and mileage, and fees for depositions, shall be paid by the party at whose instance witnesses appear. [Rule III]

SEC. 3. *Appeals from orders.* (a) Any person or corporation affected by the provisions of an order issued under section 2 (i) or of a temporary suspension order issued under section 5 (a), may appeal from any or all provisions of the order to the Chief Hearing Commissioner.

(b) The Government as well as the respondent, shall have the right of appeal in all proceedings under these rules.

(c) An appeal shall be initiated by filing an original and five copies of a notice of intention to appeal with the Chief Hearing Commissioner within ten calendar days from the date of service

of an order upon the appellant. An original and five copies of an appeal brief shall be filed with the Chief Hearing Commissioner within thirty days from the date of service of an order upon the appellant. The appeal brief shall set forth points and arguments advanced by appellant in opposition to the order and the findings and conclusions. The appeal may also set forth the effect of the order upon the appellant's operations. Arguments bearing on the policy embodied in the orders or regulations which respondent has been found to have violated will not be considered.

(d) Within fifteen calendar days after the filing of an appeal brief the other party may file an original and five copies of an answer to the appeal. A copy of any such answer shall be furnished the appellant by the Chief Hearing Commissioner. Within five calendar days from the receipt of the answer, appellant may file with the Chief Hearing Commissioner an original and five copies of a reply, a copy of which shall be furnished by the Chief Hearing Commissioner to the other party.

(e) The Chief Hearing Commissioner may permit the parties to appear and make oral presentation of the matter of appeal. Both parties will be given notice of the time and place of the hearing.

(f) The Chief Hearing Commissioner shall hear an appeal which he may either grant or deny in whole or in part and his decision thereon shall be final; or he may designate an appellate commissioner to hear an appeal. The appellate commissioner so designated will recommend action to the Chief Hearing Commissioner or, where authorized by the Chief Hearing Commissioner, he will either grant or deny the appeal in whole or in part and his decision thereon shall be final [Rule III].

SEC. 4. *Stays pending appeals.* After the initiation of an appeal, the Chief Hearing Commissioner, or his deputy, upon a showing of irreparable harm,

may in his discretion stay the provisions of the order appealed from, pending disposition of the appeal. An application for a stay must be made in writing to the Chief Hearing Commissioner [Rule IV].

SEC. 5. *Temporary suspension orders and consent orders.* (a) Upon application of the General Counsel and on showing of irreparable harm the Chief Hearing Commissioner, or his deputy, may in his discretion at any time issue a temporary suspension order. In any such case the application will be accompanied by a statement of charges. Whenever a temporary suspension order is issued, the respondent will be promptly advised of the issuance of such order and informed of the charges against him and of his right to be heard thereon. In every case where a temporary suspension order has been issued, a hearing will be held thereon before a hearing commissioner as soon as practicable. Following the issuance of a temporary suspension order, the matter will otherwise proceed in accordance with the other provisions of these rules.

(b) The Chief Hearing Commissioner or his deputy may, at any time, on the application of the General Counsel, direct the issuance of a suspension order upon the consent of the respondent, and the issuance of specific exceptions from, or authorizations under, suspension orders.

(c) The Chief Hearing Commissioner or his deputy may also, at any time, revoke or modify any suspension order by diminishing the period of suspension or the restrictions imposed though no appeal from the order has been taken by the respondent. [Rule V.]

Issued this 30th day of August 1951.

NATIONAL PRODUCTION  
AUTHORITY,  
WALTER H. FOSTER,  
Chief Hearing Commissioner.

[F. R. Doc. 51-10523; Filed, Aug. 29, 1951; 11:59 a. m.]

## NOTICES

### DEPARTMENT OF THE INTERIOR

#### Bureau of Land Management

##### CALIFORNIA

##### CLASSIFICATION ORDER

AUGUST 10, 1951.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 427 dated August 16, 1950, I hereby classify under the Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945, (59 Stat. 467, 43 U. S. C. 682a), as hereinafter indicated, the following described land in the Los Angeles, California Land District, embracing 320 acres.

#### CALIFORNIA SMALL TRACT CLASSIFICATION No. 235

For lease and sale for homesites only:  
T. 9 N., R. 1 E., S. B. M.,  
Sec. 22, S½

The lands are situated in San Bernardino County, California, within one-half mile of the Town of Daggett. They can be reached over U. S. Highway 66. The nearest town where all community services may be obtained is Barstow, approximately six miles distance. The lands are in an area where there is a demand for homesites because of their nearness to the Barstow Marine Base.

2. As to applications regularly filed prior to 9:00 a. m., July 12, 1951, and are for the type of site for which the

land is classified, this order shall become effective upon the date it is signed.

3. As to the land not covered by applications referred to in paragraph 2, this order shall not become effective to permit leasing under the Small Tract Act until 10:00 a. m., October 12, 1951. At that time such land shall, subject to valid existing rights, become subject to application as follows:

(a) Ninety-day preference period for qualified veterans of World War II from 10:00 a. m. October 12, 1951, to close of business on January 10, 1952.

(b) Advance period for veterans' simultaneous filings from 9:00 a. m., July 12, 1951, to 10:00 a. m. October 12, 1951.

4. Any of the land remaining unappropriated shall become subject to ap-



plication under the Small Tract Act by the public generally, commencing January 11, 1952.

(a) Advance period for simultaneous non-preference filings from 9:00 a. m., July 12, 1951, to 10:00 a. m. January 11, 1952.

5. Applications filed within the period mentioned in paragraphs 3 (b) and 4 (a) will be treated as simultaneously filed.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

6. All of the land will be leased in tracts of approximately 5 acres, each being approximately 330 by 660 feet, the longer dimension to extend east and west.

7. Preference right leases referred to in paragraph 2 will be issued for the land described in the application irrespective of the direction of the tract, provided the tract conforms to or is made to conform to the area and the dimension specified in paragraph 6.

8. Where only one five-acre tract in a ten-acre subdivision is embraced in a preference right application, an application for the remaining five-acre tract extending in the same direction will be accepted in order to fill out the subdivision notwithstanding the direction specified in paragraph 6.

9. Leases will be for a period of three years at an annual rental of \$5.00 payable for the entire lease period in advance of the issuance of the lease. Leases will contain an option to purchase clause at the appraised value of \$25.00 per acre, application for which may be filed during the term of the lease but not more than 30 days prior to the expiration of one year from the date of issuance of the lease.

10. Tracts will be subject to rights-of-way not exceeding 33 feet in width along or near the edges thereof for road purposes and public utilities. Such rights-of-way may be utilized by the Federal Government, or the State, County or municipality in which the tract is situated, or by any agency thereof. The rights-of-way may, in the discretion of the authorized officer of the Bureau of Land Management, be definitely located prior to the issuance of the patent. If not so located, they may be subject to location after patent is issued.

11. All inquiries relating to these lands should be addressed to the Manager, Land Office, Los Angeles, California.

J. H. FAVORITE,  
Acting Regional Administrator.

[F. R. Doc. 51-10444; Filed, Aug. 29, 1951;  
8:52 a. m.]

## DEPARTMENT OF COMMERCE

### Federal Maritime Board

[No. S-28]

MISSISSIPPI SHIPPING CO., INC.

#### NOTICE OF PREHEARING CONFERENCE

Notice is hereby given that a prehearing conference will be held in Room 4823, Commerce Building, Washington, D. C., on September 20, 1951, at 10 o'clock a. m., before Examiner A. L. Jordan, concerning review by the Board of the Operating-Differential Subsidy Agreement of Mississippi Shipping Company, Inc., with respect to combination passenger and freight vessels operated by the company on Trade Route No. 20 (U. S. Gulf/East Coast South America), under Title VI of the Merchant Marine Act, 1936, as amended.

The prehearing conference will be conducted under § 201.59 of the Board's rules of procedure, for the purpose of considering:

- (1) Simplification of the issues;
- (2) The necessity or desirability of amendments to the pleadings;
- (3) The possibility of obtaining admission of fact and of documents which will avoid unnecessary proof;
- (4) Limitations on the number of witnesses;
- (5) The procedure at the hearing;
- (6) The distribution to the parties prior to the hearing of written testimony and exhibits;
- (7) Consolidation of the examination of witnesses by counsel; and
- (8) Such other matters as may aid in the disposition of the proceeding.

Also at the prehearing conference a date will be set for the hearing to receive evidence to determine whether vessels during the period January 1, 1947, to date, were operated under the registry of a foreign country which were or are substantial competitors of the combination passenger and cargo vessels operated by Mississippi Shipping Company, Inc., on Trade Route No. 20, and whether and to what extent operating subsidy aid is necessary to place the operation of such combination vessels on a parity with vessels of foreign competitors, and is reasonably calculated to carry out effectively the purposes and policy of said act.

The hearing to receive such evidence will be conducted in conformity with the Board's rules of procedure (12 F. R. 6076), and a recommended decision will be issued by the examiner.

All persons (including individuals, corporations, associations, firms, partnerships, and public bodies) desiring to participate in the prehearing conference and in the proceeding should notify the Board on or before September 17, 1951.

and should file petitions promptly for leave to intervene in accordance with § 201.81 of the Board's rules of procedure.

Dated: August 6, 1951.

By order of the Federal Maritime Board.

[SEAL]

A. J. WILLIAMS,  
Secretary.

[F. R. Doc. 51-10426; Filed, Aug. 29, 1951;  
8:48 a. m.]

#### MEMBER LINES OF THE PACIFIC WESTBOUND CONFERENCE ET AL.

#### NOTICE OF AGREEMENTS FILED FOR APPROVAL

Notice is hereby given that the following described agreements have been filed with the Board for approval pursuant to section 15 of the Shipping Act, 1916, as amended.

Agreement No. 57-36, between the member lines of the Pacific Westbound Conference and the carriers comprising the O. S. K.—Shinnihon New York Line joint service, covers admission of said joint service to associate membership in said Conference. As an associate member the O. S. K.—Shinnihon New York Line will have no vote in Conference affairs, but will be permitted to participate in Conference contracts with shippers, and will be exempted from posting of the usual surety bond.

Agreement No. 7673-2, between the carriers comprising the A. P. Moller, Maersk Line joint service and United Fruit Company, modifies the parties' basic agreement (No. 7673) which covers transportation of cargo under through bills of lading in the trade from the Far East to New York or New Orleans, with transshipment at Cristobal, C. Z. Agreement No. 7673-2 eliminates from Agreement No. 7673 the provision specifying the net minimum proportion of through rates accruing to United Fruit Company, but leaves unchanged the percentage division of through rates between the parties.

Agreement No. 7829, between the carriers comprising the O. S. K.—Shinnihon New York Line joint service and United Fruit Company, covers transportation of general cargo under through bills of lading from Japan and the Philippine Islands to New York or New Orleans, with transshipment at Cristobal, C. Z.

Interested parties may inspect these agreements and obtain copies thereof at the Regulation Office, Federal Maritime Board, Washington, D. C., and may submit, within 20 days after publication of this notice in the FEDERAL REGISTER, written statements with reference to any of the agreements and their position as to approval, disapproval, or modification, together with request for hearing should such hearing be desired.

Dated: August 27, 1951.

By order of the Federal Maritime Board.

[SEAL]

A. J. WILLIAMS,  
Secretary.

[F. R. Doc. 51-10431; Filed, Aug. 29, 1951;  
8:49 a. m.]



## National Production Authority

[NPA Notice 2]

## SIGNATURE OF OFFICIAL NPA ACTIONS

This notice is issued under the authority of the Defense Production Act of 1950, as amended (Pub. Law 774, 81st Cong., Pub. Law. 96, 82d Cong.), Executive Orders 10161 and 10200 (15 F. R. 6105, 16 F. R. 61), Defense Production Administration Delegation 1, as amended (16 F. R. 738, 4594), and Department of Commerce Order 123, as amended (15 F. R. 6726, 16 F. R. 1129).

## Sec.

1. Purpose of this notice.
2. Definitions.
3. Signature of official actions.
4. Effect on official actions taken prior to effective date of this notice.

**SECTION 1. Purpose of this notice.** This notice prescribes the exclusive methods of signature to be used on official actions of the National Production Authority, and of the Department of Commerce Field Service pursuant to NPA delegations. This notice does not apply to official actions of any other agency, or of any officer or employee thereof, even when such action is based on a regulation, order, or delegation of the National Production Authority.

**Sec. 2. Definitions.** As used in this notice, "official action" means the issuance of any NPA regulation or order and direction or supplement thereto, including any amendment, extension, or revocation thereof; and any action taken by letter, telegram, form, directive, or otherwise, which assigns or denies a preference rating or grants or denies an authorization, allocation, allotment, adjustment, or exception, to a named person or persons, or requires or permits a named person or persons to take or not to take any action relating to production, delivery, receipt, use, sale, or distribution of any material or facility; and any action which changes or refuses to change the effect of any of the above actions. For the purpose of this notice, "official action" does not include any action taken in the course of an investigation or compliance proceeding; or the issuance of a suspension order or any action taken in the course of a proceeding looking toward the issuance of such an order.

**Sec. 3. Signature of official actions.** (a) The Administrator and the Deputy Administrator of the National Production Authority may, in their respective names, perform the functions and exercise all the powers, authority, and discretion vested in the Administrator of the National Production Authority.

(b) All official actions taken in performance of the functions or in the exercise of the powers, authority, and discretion vested in the Administrator of the National Production Authority, which are not taken in the name of the Administrator, or in the name of the Deputy Administrator, shall be taken in the name of the National Production Authority, countersigned or attested by the Executive Secretary or the Recording Secretary of the National Production Authority. Unless otherwise ordered, all actions taken by countersignature or

attestation of the Executive Secretary or Recording Secretary shall be in the following form:

## NATIONAL PRODUCTION AUTHORITY

By \_\_\_\_\_  
(Executive Secretary  
or  
Recording Secretary)

**Sec. 4. Effect on official actions taken prior to effective date of this notice.** Nothing contained herein shall impair or affect the validity of any official action taken prior to the effective date of this notice.

This notice shall take effect on September 1, 1951.

NATIONAL PRODUCTION  
AUTHORITY,  
MANLY FLEISCHMANN,  
Administrator.

[F. R. Doc. 51-10522; Filed, Aug. 29, 1951;  
11:59 a. m.]

## CIVIL AERONAUTICS BOARD

[Docket Nos. 2724, 5008]

COLONIAL AIRLINES, INC.

## NOTICE OF HEARING

In the matter of the compensation for the transportation of mail by aircraft, the facilities used and useful therefor, and the services connected therewith, of Colonial Airlines, Inc., over Routes 71, 71-F, 72 and 72-F, Docket No. 2724, and over its Bermuda routes, Docket No. 5008.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 406 and 1001 of said act, that a hearing in the above-entitled proceeding is assigned to be held on August 30, 1951, at 10:00 a. m., e. d. s. t., in Room E-210, Temporary Building No. 5, Constitution Avenue between Sixteenth and Seventeenth Streets NW., Washington, D. C., before Examiner Barron Fredricks.

Dated at Washington, D. C., August 27, 1951.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,  
Secretary.

[F. R. Doc. 51-10447; Filed, Aug. 29, 1951;  
8:53 a. m.]

ECONOMIC STABILIZATION  
AGENCY

## Office of Price Stabilization

[Ceiling Price Regulation 7, Section 43,  
Special Order 70, Amendment 1]

## INTERNATIONAL LATEX CORP.

## CEILING PRICES AT RETAIL

**Statement of considerations.** Special Order 70, under section 43 of Ceiling Price Regulation 7, issued on June 5, 1951, established ceiling prices for sales at retail of girdles, infants' needs and pillows manufactured by International Latex Corp.

International Latex Corp., has filed an application for an amendment to this special order. The application for

amendment points out that due to a partial duplication of items requested in the original application, the order inadvertently did not include tobacco pouches, gloves, swim and shower caps. In addition, the application points out that the special order makes no provision for two cost lines which were included in the original application; these cost lines are added by this amendment.

Further, the brand name "Playtex" was misspelled; this, too, is corrected by this amendment.

Applicant has also requested the establishment of a cost bracket to the retailer in lieu of the "cost-price" relationship by which the ceiling prices for pillows are determined in the special order. Each bracket is to be related to a specific retail price. The costs of the articles purchased by the retailer should on the average fall evenly between the ends of each cost bracket and will thus maintain the general historical markup pattern. The establishment of such cost bracket permits minor changes in costs without influencing the general level of retail prices of the articles in question.

Under the circumstances set forth by the applicant, the Director has determined that the requested amendment be granted.

**Amendatory provisions.** Special Order 70 under Ceiling Price Regulation 7, Section 43, is amended in the following respects:

1. In paragraph 1, insert the words "tobacco pouches, gloves, swim and shower caps" after the words "girdles, infants' needs."

2. In paragraph 1, following the phrase "having the brand name," delete the name "Play Tex" and substitute therefor the name "Playtex."

3. In paragraph 1, under the heading "Infants' Needs" add to the column headed "Manufacturer's selling price (per dozen)" the figures "\$2.08" and "\$3.52". Opposite these inserted figures, in the column headed "Ceiling price at retail (per unit)" add the figures "\$.29" and "\$.49," respectively.

4. Paragraph 1 is amended by adding the following after the listing of prices for "infants' needs":

## TOBACCO POUCHES

Manufacturer's selling price (per dozen)	Ceiling prices at retail (per unit)
\$7.20	\$1.00

## GLOVES

\$5.68	\$0.79
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## SWIM AND SHOWER CAPS

\$4.96	\$0.69
7.05	.98

5. In paragraph 1, delete all under "pillows" and substitute therefor:

Manufacturer's selling price (per dozen)	Ceiling prices at retail (per unit)
\$50.04 to \$57.23	\$6.95
57.24 to 64.42	7.95
64.43 to 71.39	8.95
71.40 to 78.59	9.95
78.60 to 85.43	10.95
85.44 to 92.99	11.95
93.00 to 99.50	12.95

6. In paragraph 1, insert after the words "2/10 EOM, Net 30," the following



clause: "or if ordered through the Drug Division, 2/30, Net 45."

7. In paragraph 4, substitute a comma for the period at the end of the first sentence, delete the second sentence beginning with the words "This mark or statement," and add the following: "or print or stamp such mark or statement in a conspicuous place on the outside of the individual container in which the article is packaged. In the case of articles packaged in bottles with plastic tops, such mark or statement may be on a sticker affixed to the plastic top of the bottle." This mark or statement must be in one of the following forms:

OPS—Sec. 43—CPR 7  
Price \$-----

OPS—Sec. 43—CPR 7  
Price -----¢

**Effective date.** This amendment shall become effective August 23, 1951.

MICHAEL V. DiSALLE,  
Director of Price Stabilization.

AUGUST 23, 1951.

[F. R. Doc. 51-10326; Filed, Aug. 23, 1951;  
4:30 p. m.]

[Ceiling Price Regulation 7, Section 43,  
Special Order 388, Amendment 1]

ALADDIN INDUSTRIES, INC.  
CEILING PRICES AT RETAIL

**Statement of considerations.** This amendment to Special Order 388, issued under section 43 of Ceiling Price Regulation 7 to Aladdin Industries, Incorporated, establishes ceiling prices for sales at wholesale of vacuum bottles and lunch kits having the brand names "Hopalong Cassidy" and "Hy-lo."

Special Order 388 established ceiling prices at retail for these same items but did not establish ceiling prices at wholesale. Such wholesale ceiling prices were requested by Aladdin Industries, Incorporated, in its application dated May 29, 1951 and may be established under section 43 of Ceiling Price Regulation 7.

**Amendatory provisions.** Special Order 388 under Ceiling Price Regulation 7, section 43, is amended in the following respects:

1. Delete the title of the special order and substitute therefor the following: "Aladdin Industries, Incorporated, Ceiling Prices at Retail and Wholesale."

2. Delete paragraph "1" of the special order and substitute therefor the following:

1. **Ceiling prices.** The ceiling prices for sales at retail and wholesale of vacuum bottles and lunch kits sold through wholesalers and retailers and having the brand names "Hopalong Cassidy" and "Hy-lo" shall be the proposed retail and wholesale ceiling prices listed by Aladdin Industries, Incorporated, 703-705 Murfreesboro Road, Nashville, Tennessee, hereinafter referred to as the "applicant" in its application dated May 29, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C.

A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to

this special order as soon as practicable. On and after the date of receipt of this special order, with notice of prices annexed, but in no event later than September 24, 1951, no seller at retail or wholesale may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may be made, of course, at less than the ceiling prices.

3. Delete subparagraph 3 (a) (4) and substitute therefore the following:

(4) The applicant shall annex to this special order or amendment a notice listing the style or lot number, name, or other description of each item covered by this special order or amendment and its corresponding retail ceiling price and corresponding wholesale ceiling price. The notice shall be in substantially the following form:

Column 1 (Item style or lot number or other description)	Column 2 Wholesaler's ceiling price for articles listed in column 1	Column 3 Retailer's ceiling price for articles listed in column 1
-----	\$-----	\$-----

**Effective date.** This amendment shall become effective August 24, 1951.

MICHAEL V. DiSALLE,  
Director of Price Stabilization.

AUGUST 23, 1951.

[F. R. Doc. 51-10327; Filed, Aug. 23, 1951;  
4:31 p. m.]

[Ceiling Price Regulation 7, Section 43,  
Special Order 577]

FISHER, BRUCE & CO.

CEILING PRICES AT RETAIL

**Statement of considerations.** In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Fisher, Bruce & Company, 219-221 Market Street, Philadelphia 6, Pennsylvania (hereafter called wholesaler), has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling

prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

**Special provisions.** For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of china dinnerware sold at wholesale by Fisher, Bruce & Company, 219-221 Market Street, Philadelphia 6, Pennsylvania having the brand name(s) "Aynsley English Bone China" shall be the proposed retail ceiling prices listed by Fisher, Bruce & Co. in its application dated June 11, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C.

A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 22, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this special order.

3. On and after October 22, 1951, Fisher, Bruce & Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag, or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS—Sec. 43—CPR 7  
Price \$-----

On and after November 20, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 20, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the wholesaler's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article,



with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the wholesaler shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the wholesaler had delivered any article covered in Paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The wholesaler shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)		(Column 2)	
Price to retailers		Retailer's ceilings for articles of cost listed in column 1	
\$..... per.....	unit. dozen. etc.	Terms	net. percent EOM. etc.
		\$.....	

Within 15 days after the effective date of this special order, two copies of this notice must also be filed by the wholesaler with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the wholesaler shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the wholesaler had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6-month period following the effective date of this special order and within 45 days of the expiration of each successive 6-month period, the wholesaler shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6-month period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or

amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

*Effective date.* This special order shall become effective August 24, 1951.

MICHAEL V. DeSALLE,  
Director of Price Stabilization.

AUGUST 23, 1951.

[F. R. Doc. 51-10328; Filed, Aug. 23, 1951;  
4:31 p. m.]

[Ceiling Price Regulation 7, Section 43,  
Special Order 576]

FISHER, BRUCE & CO.

CEILING PRICES AT RETAIL

*Statement of considerations.* In accordance with section 43 of Ceiling Price Regulation 7, the applicant named in the accompanying special order, Fisher, Bruce & Company, 219-221 Market Street, Philadelphia 6, Pa. (hereafter called wholesaler) has applied to the Office of Price Stabilization for maximum resale prices for retail sales of certain of its articles. Applicant has submitted the information required under this section and has produced evidence which in the judgment of the Director indicates that the applicant has complied with other stated requirements.

The Director has determined on the basis of information available to him, including the data and certified conclusions of fact submitted by the applicant, that the retail ceiling prices requested and which are established by this special order are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

The special order contains provisions requiring each article to be marked by the applicant with the retail ceiling price established by the accompanying special order. The applicant is required to send purchasers of the articles a copy of this special order, a notice listing retail ceiling prices for each cost line and, in specified cases, of subsequent amendments of this special order.

The special order also requires applicant to file with the Distribution Price Branch regular reports setting forth the number of units of each article covered by this special order which applicant has delivered during the reporting period. This requirement conforms with the provisions of section 43, Ceiling Price Regulation 7.

*Special provisions.* For the reasons set forth in the statement of considerations and pursuant to section 43 of Ceiling Price Regulation 7, this special order is hereby issued.

1. The ceiling prices for sales at retail of earthenware dinnerware sold at wholesale by Fisher, Bruce & Company, 219-221 Market Street, Philadelphia 6, Pa., having the brand name(s) "English Earthenware" shall be the proposed retail ceiling prices listed by Fisher, Bruce & Company in its application dated June 13, 1951, and filed with the Office of Price Stabilization, Washington 25, D. C.

A list of such ceiling prices will be filed by the Office of Price Stabilization with the Federal Register as an appendix to this special order as soon as practicable. On and after the date of receipt of a copy of this special order, with notice of prices annexed, but in no event later than September 21, 1951, no seller at retail may offer or sell any article covered by this special order at a price higher than the ceiling price established by this special order. Sales may, of course, be made at less than the ceiling prices.

2. The retail ceiling price of an article fixed by paragraph 1 of this special order shall apply to any other article of the same type which is otherwise priceable under Ceiling Price Regulation 7 by retailers subject to that regulation, having the same selling price and terms of sale to the retailer, the same brand or company name and first sold by the wholesaler after the effective date of this special order.

3. On and after October 20, 1951, Fisher, Bruce & Company must mark each article for which a ceiling price has been established in paragraph 1 of this special order with the retail ceiling price under this special order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

OPS Doc. 48-CPR 7  
Price \$.....

On and after November 19, 1951, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to November 19, 1951, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the wholesaler's application or changes the retail ceiling price of a listed article, the applicant named in this special order must comply, as to each such article, with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period unless the article is so ticketed, the retailer shall comply with the marking, tagging, and posting provisions of the regulation which would apply in the absence of this special order.

4. Within 15 days after the effective date of this special order, the wholesaler shall send a copy of this special order to each purchaser for resale to whom, within two months immediately prior to the effective date, the wholesaler had delivered any article covered in paragraph 1 of this special order. Copies shall also be sent to all other purchasers on or before the date of the first delivery of any such article subsequent to the effective date of this special order, and shall be accompanied by copies of each amendment thereto (if any) issued prior to the date of the delivery. The whole-



salers shall annex to the special order a notice, listing the cost and discount terms to retailers for each article covered by this special order and the corresponding retail ceiling price fixed by this special order for an article of that cost. The notice shall be in substantially the following form:

(Column 1)	(Column 2)
Price to retailers	Retailer's ceilings for articles of cost listed in column 1
\$..... per.....	(unit, net, etc.) (percent EOM, etc.)

Within 15 days after the effective date of this special order, two copies of this notice must be also be filed by the wholesaler with the Distribution Price Branch, Consumer Soft Goods Division, Office of Price Stabilization, Washington 25, D. C. Within 15 days after the effective date of any subsequent amendment to this special order, the wholesaler shall send a copy of the amendment to each purchaser to whom, within 2 months immediately prior to the effective date of such amendment, the wholesaler had delivered any article the sale of which is affected in any manner by the amendment.

5. Within 45 days of the expiration of the first 6-month period following the effective date of this special order and within 45 days of the expiration of each successive 6-month period, the wholesaler shall file with the Distribution Price Branch, Office of Price Stabilization, Washington 25, D. C., a report setting forth the number of units of each article covered by this special order which he has delivered in that 6-month period.

6. The provisions of this special order establish the ceiling price for sales at retail of the articles covered by it regardless of whether the retailer is otherwise subject to Ceiling Price Regulation 7 or any other regulation.

7. This special order or any provision thereof may be revoked, suspended, or amended by the Director of Price Stabilization at any time.

8. The provisions of this special order are applicable to the United States and the District of Columbia.

*Effective date.* This special order shall become effective August 23, 1951.

MICHAEL V. DiSALLE,  
Director of Price Stabilization.

AUGUST 22, 1951.

[F. R. Doc. 51-10294; Filed, Aug. 22, 1951; 5:07 p. m.]

## FEDERAL POWER COMMISSION

[Docket No. E-6373]

BONNEVILLE POWER ADMINISTRATOR,  
DEPARTMENT OF THE INTERIOR

NOTICE OF REQUEST FOR CONFIRMATION AND  
APPROVAL OF RATES AND CHARGES FOR  
SALE OF POWER

AUGUST 22, 1951.

In the matter of United States of  
America, Department of the Interior,  
Bonneville Power Administrator.

No. 169—3

Notice is hereby given that pursuant to the provisions of the Bonneville Act (50 Stat. 731) as amended, the Administrator of the Bonneville Project has filed with the Federal Power Commission for confirmation and approval a schedule of rates and charges for the sale of electric power and energy to the Aluminum Company of America for the proposed Wenatchee, Washington, aluminum plant, under a contract extending for a period of 20 years from May 22, 1951.

The contract provides for the sale of three classes of power, as follows:

1. Firm power under Rate Schedule C-4 beginning June 30, 1955, with the amount of 60,000 kw. and increasing to 120,000 kw. after June 30, 1957.

2. Interruptible power, as available, under Rate Schedule C-4 and section 15.1 of the General Rate Schedule Provisions, equal to Alcoa's needs, up to 170,000 kw., in excess of any firm power available to Alcoa from the units to be constructed by PUD No. 1 of Chelan County, Washington, at Rock Island.

3. "Firming up" power under Rate Schedule C-4 applied on a daily basis, to supply the deficiency during the reduction in capacity of the Rock Island units below 120,000 kw. at high water periods.

Bonneville also proposes to wheel power from the Rock Island units for the PUD at 11.3 cents per kw. per month.

Any person desiring to make comments or suggestions with respect to the above should submit the same on or before September 11, 1951, to the Federal Power Commission, Washington 25, D. C.

[SEAL]

J. H. GUTRIDE,  
Acting Secretary.

[F. R. Doc. 51-10420; Filed, Aug. 29, 1951; 8:46 a. m.]

[Docket No. G-1440]

LOUISIANA NEVADA TRANSIT CO.

ORDER FIXING DATE OF HEARING

AUGUST 22, 1951.

On June 1, 1951, Louisiana Nevada Transit Company, a Nevada corporation with its principal place of business at Ada, Oklahoma, filed an application for amendment and modification of the certificate of public convenience and necessity heretofore granted it by order of the Federal Power Commission issued September 19, 1950 (Docket No. G-1440), or in the alternative, for a certificate of public convenience and necessity authorizing it to sell and deliver an additional 2000 Mcf of natural gas per day to the City of DeQueen, Arkansas over and above the 3000 Mcf per day which it was authorized to sell and deliver by the Commission order of September 19, 1950. The application is on file with the Commission and open to public inspection.

The Commission finds: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure. Applicant having requested that its application be heard under the shortened procedure provided in the aforesaid rule for non-contested

proceedings and no request to be heard, protest, or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on June 21, 1951 (16 F. R. 5907-5908).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on September 5, 1951, at 9:30 a. m. in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceedings pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested state commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the Commission's rules of practice and procedure.

Date of issuance: August 24, 1951.

By the Commission.

[SEAL]

J. H. GUTRIDE,  
Acting Secretary.

[F. R. Doc. 51-10424; Filed, Aug. 29, 1951; 8:48 a. m.]

[Docket No. G-1733]

SOUTHERN NATURAL GAS CO.

ORDER FIXING DATE OF HEARING

AUGUST 22, 1951.

On July 2, 1951, Southern Natural Gas Company, a Delaware corporation with its principal place of business at Birmingham, Alabama, filed an application for a certificate of public convenience and necessity authorizing the removal from Kemper, Mississippi of a 600-horsepower compressor station and its relocation in the Spider Gas Field in northern Louisiana, or, in the alternative, for a disclaimer of jurisdiction, as fully described in the application which is on file with the Commission and open to public inspection.

The Commission finds: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure. Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest, or petition to intervene having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on July 19, 1951 (16 F. R. 6984).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Com-



mission's rules of practice and procedure, a hearing be held on September 4, 1951, at 9:45 a. m., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however*, That the Commission may, after a non-contested hearing, forthwith dispose of the proceedings pursuant to § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested state commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: August 24, 1951.

By the Commission.

J. H. GUTRIDE,  
Acting Secretary.

[F. R. Doc. 51-10423; Filed, Aug. 29, 1951;  
8:48 a. m.]

[Docket No. G-1767]

PANHANDLE EASTERN PIPE LINE CO.

#### NOTICE OF APPLICATION

AUGUST 23, 1951.

Take notice that on August 14, 1951, Panhandle Eastern Pipe Line Company (Applicant), a Delaware corporation with its principal office at Kansas City, Missouri, filed an application in the alternative seeking (a) a disclaimer by the Commission of its jurisdiction or (b) a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, authorizing the acquisition and operation of the following described natural-gas facilities: Measuring station at the point of connection between the terminus of a 4.7 mile pipeline of the City of Lapel, Indiana, and a 4-inch stub line extending from said point some 3,800-feet to the glass plant Brockway Glass Company, Inc.

Applicant proposes to purchase the described facilities from the Brockway Glass Company, Inc., in accordance with its contract of August 8, 1951, under the terms of which Brockway will be served natural gas as a direct industrial customer of Applicant. The point of delivery will be at the connection between Applicant's main pipeline and the existing 4-inch lateral pipeline owned by the City of Lapel, Indiana, through which the City of Lapel will transport natural gas some 4.7 miles to the measuring station described above at which point gas will be taken into the stub pipeline of Brockway.

The application recites Brockway will purchase up to 1,500 Mcf daily for use as fuel in its glass plant located near the City of Lapel, Indiana, of which volume the first 150 Mcf will be firm gas, with the remaining 1,350 Mcf supplied on an interruptible basis.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before

the 13th day of September, 1951. The application is on file with the Commission for public inspection.

[SEAL]

J. H. GUTRIDE,  
Acting Secretary.

[F. R. Doc. 51-10421; Filed, Aug. 29, 1951;  
8:47 a. m.]

[Docket No. G-1770]

NEW-YORK STATE NATURAL GAS CORP.

#### NOTICE OF APPLICATION

AUGUST 23, 1951.

Take notice that New York State Natural Gas Corporation (Applicant) a New York corporation, address, New York City, filed on August 20, 1951, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of a new 3080 horsepower compressor station, to be known as its Leidy Compressor Station, at a point in the Leidy Gas Field, Leidy Township, Clinton County, Pennsylvania.

Applicant proposes to operate said compressor station in conjunction with its natural-gas transmission pipeline No. 280 which has an average transmission line pressure of 400 pounds. Said compressor station will be capable of taking natural gas from the Leidy Gas Field at a suction pressure of 200 pounds p. s. i. g. and discharging such gas into Applicant's transmission system at a pressure of 500 pounds p. s. i. g. Applicant states that the average wellhead pressure of producing wells in said field will have declined to the point by the end of 1951 where the proposed compressor station will be required to enable Applicant to take gas from the Leidy Field.

The estimated overall capital cost of installing the proposed facility is approximately \$587,900, which Applicant proposes to finance from funds obtained by the sale of its securities to its parent, Consolidated Natural Gas Company.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 13th day of September 1951. The application is on file with the Commission for public inspection.

[SEAL]

J. H. GUTRIDE,  
Acting Secretary.

[F. R. Doc. 51-10422; Filed, Aug. 29, 1951;  
8:47 a. m.]

### INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 26349]

GYPSON OR PLASTER BLOCKS AND RELATED  
ARTICLES FROM GEORGIA, VIRGINIA AND  
JACKSONVILLE, FLA., TO POINTS IN  
FLORIDA

#### APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to Agent C. A. Spaninger's tariff I. C. C. No. 1135.

Commodities involved: Gypsum or plaster blocks, slabs or tile, solid, hollow, or perforated, carloads.

From: Savannah and Port Wentworth, Ga., Plasterco and Saltville, Va., and Jacksonville, Fla.

To: Points in Florida.

Grounds for relief: Circuitry, grouping, and to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 1135, Supp. 12.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10432; Filed, Aug. 29, 1951;  
8:49 a. m.]

[4th Sec. Application 26350]

ALCOHOL FROM PORT NECHES, TEX., TO  
LOUISVILLE, KY.

#### APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for carriers parties to his tariff I. C. C. No. 3721.

Commodities involved: Alcohol and related articles, carloads.

From: Port Neches, Tex.

To: Louisville, Ky.

Grounds for relief: Circuitous routes and competition with rail carriers.

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3721, Supp. 189.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Com-



mission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10433; Filed, Aug. 29, 1951;  
8:49 a. m.]

[4th Sec. Application 26351]

PAPER ARTICLES FROM AND TO POINTS IN  
THE SOUTHWEST

APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for carriers parties to his tariff I. C. C. No. 3905.

Commodities involved: Paper cups, dishes, and other paper articles, carloads.

From: Points in southwestern, official, southern, and western trunk-line territories, etc.

To: Southwestern territory.

Grounds for relief: Additional commodities, rail and market competition, and circuitous routes.

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3905, Supp. 34.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10434; Filed, Aug. 29, 1951;  
8:49 a. m.]

[4th Sec. Application 26352]

SULPHATE OF AMMONIA FROM POINTS IN  
OHIO, PENNSYLVANIA, AND NEW YORK TO  
NORTH ATLANTIC PORTS

APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. C. Schuldt, Agent, for carriers parties to his tariff I. C. C. No. 3758 and other tariffs.

Commodities involved: Sulphate of ammonia, carloads.

From: Pittsburgh, Pa., and points taking same rates, Buffalo, N. Y., Youngstown, and Cleveland, Ohio, and other points in Ohio and Pennsylvania.

To: North Atlantic ports (for export). Grounds for relief: Circuitous routes and to maintain port relations.

Schedules filed containing proposed rates: L. C. Schuldt's tariff I. C. C. No. 3758, Supp. 386, and other tariffs listed as follows:

	Tariff I. C. C. No.	Supp. No.
B&L E. R. R.	1267	6
B&O R. R.	23011	22
DL&W R. R.	23682	92
Erie R. R.	24217	32
I. V. R. R.	MF-A-24	3
P&L E. (NYC) R. R.	C-9249	15
P&W Va. Ry.	3379	114
NYC (E) R. R.	497	8
NYC (W) R. R.	283	284
NYC&St. L. R. R.	430	161
	5942	87
	1943	8

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10435; Filed Aug. 29, 1951;  
8:50 a. m.]

[4th Sec. Application 26353]

STEEL CYLINDERS OR TANKS FROM BATON  
ROUGE, LA., TO EVANSVILLE, IND.

APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for The Alabama Great Southern Railroad Company and other carriers.

Commodities involved: Steel cylinders, for shipping air, gasses, or liquids under pressure, and tanks, carloads.

From: Baton Rouge, La.

To: Evansville, Ind.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: W. P. Emerson, Jr.'s tariff I. C. C. No. 378, Supp. 144.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10436; Filed, Aug. 29, 1951;  
8:50 a. m.]

[4th Sec. Application 26354]

CRUDE SULPHUR FROM POINTS IN TEXAS  
AND LOUISIANA TO PENSACOLA AND COT-  
TONDALE, FLA.

APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for carriers parties to his tariff I. C. C. No. 3862.

Commodities involved: Crude sulphur, carloads.

From: Producing points in Texas and Louisiana.

To: Cottondale, Pensacola, and North Pensacola, Fla.

Grounds for relief: Circuitous routes and competition with water carriers.

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3862, Supp. 106.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to



take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10437; Filed, Aug. 29, 1951;  
8:51 a. m.]

[4th Sec. Application 26355]

ACID FROM PULASKI, VA., TO BIRMINGHAM, ALA., GROUP

APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent for The Alabama Great Southern Railroad Company and other carriers.

Commodities involved: Acid, sulphuric and electrolyte, carloads.

From: Pulaski, Va.

To: Birmingham, Ala., and points grouped therewith.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 1200, Supp. 24.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10438; Filed, Aug. 29, 1951;  
8:51 a. m.]

[4th Sec. Application 26356]

ALCOHOLS FROM LONGVIEW, TEX., TO KINGSFORD AND HOLSTON, TENN.

APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for carriers parties to his tariff I. C. C. No. 3721.

Commodities involved: Isobutyraldehyde, butyraldehyde, and butyl alcohol, in tank-car loads.

From: Longview, Tex.

To: Kingsport and Holston, Tenn.

Grounds for relief: Circuitous routes and competition with rail carriers.

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3721, Supp. 188.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10439; Filed, Aug. 29, 1951;  
8:51 a. m.]

[4th Sec. Application 26357]

LIQUID FORMALDEHYDE FROM TEXAS AND OKLAHOMA TO MOSS POINT, MISS.

APPLICATION FOR RELIEF

AUGUST 27, 1951.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: D. Q. Marsh, Agent, for carriers parties to his tariffs I. C. C. Nos. 3919 and 3967.

Commodities involved: Liquid formaldehyde, in tank-car loads.

From: Bishop and Winnie, Tex., and Tallant, Okla.

To: Moss Point, Miss.

Grounds for relief: Circuitous routes and competition with rail carriers.

Schedules filed containing proposed rates: D. Q. Marsh's tariff I. C. C. No. 3919, Supp. 53; D. Q. Marsh's tariff I. C. C. No. 3967, Supp. 26.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the

application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,  
Secretary.

[F. R. Doc. 51-10440; Filed, Aug. 29, 1951;  
8:51 a. m.]

## SECURITIES AND EXCHANGE COMMISSION

[File No. 71-15]

PEOPLES NATURAL GAS CO.

ORDER APPROVING DISPOSITION OF ADJUSTMENTS RELATING TO GAS PLANT

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 23d day of August A. D. 1951.

Peoples Natural Gas Company ("Peoples"), a gas utility subsidiary of Northern Natural Gas Company ("Northern"), a registered holding company, having filed studies, and amendments thereto, pursuant to the Public Utility Holding Company Act of 1935, particularly sections 15 and 20 (b) thereof and Rule U-27 thereunder, relative to the original cost and reclassification of its gas plant accounts as at December 31, 1948, including proposals for the disposition of adjustments relating to gas plant, which proposals are summarized as follows:

On October 2, 1950, Peoples filed original cost and reclassification studies for its gas plant in accordance with Plant Instruction 2-D of the Uniform System of Accounts recommended by the National Association of Railroad and Utilities Commissioners for gas companies (which system of accounts has been made applicable by this Commission's Rule U-27). In said studies Peoples represented that \$10,483.89 had been reclassified to Account 100.5, Gas Plant Acquisition Adjustments and \$2,896.80 had been credited to Account 107, Gas Plant Adjustments.

The staff of the Commission made a field examination and filed its report in connection therewith, copies of which report were duly served upon the company. Peoples has amended its studies to give effect to the recommendations contained in the staff's report and now proposes to classify an amount of \$29,790.45 in Account 100.5, Gas Plant Acquisition Adjustments and an amount of \$26,510.88 in Account 107, Gas Plant Adjustments.

Peoples now proposes to eliminate the amount of \$29,790.45 as reclassified to Account 100.5 by charging \$23,790.45 to Account 271, Earned Surplus, and the balance of \$6,000.00 to Account 250, Reserve for Depreciation.

The amount of \$26,510.88 as reclassified to Account 107, is proposed to be



eliminated by charging \$11,251.32 to Account 146, Other Deferred Debits; \$11,000.00 to Account 250, Reserve for Depreciation; and the balance of \$4,259.56 to Account 271, Earned Surplus.

Notice of filing of such studies, and amendments thereto, having been duly given and the Commission not having received a request for hearing with respect to said matters within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

It appearing to the Commission that the proposals for the disposition of the amounts established in Account 100.5 and Account 107, in the manner described above, are consistent with the requirements of Rule U-27 of the general rules and regulations promulgated under the act: *It is ordered, That:*

(A) Peoples record the proposed entries on its books in order to eliminate the balances in Accounts 100.5 and 107 which were remaining on its books at December 31, 1948;

(B) Peoples submit certified copies of the entries required by paragraph (A) within sixty days from the date of this order.

By the Commission.

[SEAL]

ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 51-10415; Filed, Aug. 29, 1951;  
8:45 a. m.]

[File No. 812-738]

FOUNDERS INC.

#### NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 24th day of August A. D. 1951.

Notice is hereby given that Founders Incorporated of 15 North Eighth Street, Minneapolis, Minn., filed on July 23, 1951, an application under section 3 (b) (2) of the Investment Company Act of 1940 for an order declaring Applicant to be primarily engaged directly, or through majority-owned subsidiaries or through controlled companies conducting similar types of businesses, in a business or businesses other than that of investing, reinvesting, owning, holding, or trading in securities.

It appears that Applicant was engaged prior to November 1, 1946 in the business of furnishing a buying and merchandising service for affiliated companies. As of November 1, 1946, Applicant (controlled by B. C. Gamble and P. W. Skogmo) sold all of its business and assets to Gamble-Skogmo, Inc. (also controlled by B. C. Gamble and P. W. Skogmo) in exchange for 1,304,270 shares of the latter's common stock. Since such exchange, Gamble-Skogmo, Inc. has been until recently a majority-owned subsidiary of Applicant. Gamble-Skogmo, Inc., since its incorporation in 1928, has always been engaged in the operation of retail stores (of which there are now more than 500) and the wholesaling of merchandise to approximately 2,000 independently owned dealer stores.

In 1950 its net sales were \$129,739,249. From January 1, 1947, to May 31, 1951, Applicant also owned and operated in St. Paul, Minn., a department store under the firm name and style of "Bannon's" whose sales in 1950 amounted to \$1,443,639. In May 1951, Applicant sold 304,270 shares of Gamble-Skogmo, Inc. common stock. The 1,000,000 shares of such stock which it retains amounts to 40.1 percent of the 2,491,226 shares of outstanding common stock of Gamble-Skogmo, Inc. As of May 31, 1951, said 1,000,000 shares of common stock of Gamble-Skogmo, Inc., valued at \$7,370,648.99 amounted to approximately 98 percent of Applicant's total assets (exclusive of Government securities and cash items) on an unconsolidated basis. Presumptively, and according to its own declaration, Applicant controls Gamble-Skogmo, Inc.

It further appears that Applicant has acquired, or is about to acquire, the entire capital stock of F. S. Rasco & Co., the owner and operator of 49 variety stores. Applicant expects to own and directly operate said 49 variety stores and, through its new subsidiary, F. S. Rasco & Co., to engage in the business of owning and leasing fixtures and equipment and of conducting a buying, management, and merchandising service for said 49 stores and for independently owned dealer stores. It also appears that the value of Applicant's 1,000,000 shares of common stock of Gamble-Skogmo, Inc. will, after acquisition of F. S. Rasco & Co., amount to 80 percent or more of Applicant's total assets (exclusive of Government securities and cash items) on an unconsolidated basis.

For a more detailed statement of the matters of fact and law asserted, all interested persons are referred to said application which is on file in the offices of the Commission in Washington, D. C.

Notice is further given that an order granting the application may be issued by the Commission at any time on or after September 10, 1951, unless prior thereto a hearing upon the application is ordered by the Commission, as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may, not later than September 7, 1951, at 5:30 p. m. submit to the Commission in writing his views or any additional facts bearing upon this application or the desirability of a hearing thereon, or request the Commission in writing that a hearing be held thereon. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C., and should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to contravert.

By the Commission.

[SEAL]

ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 51-10416; Filed, Aug. 29, 1951;  
8:45 a. m.]

THOMAS HUDDLESTON ET AL.

#### MEMORANDUM OPINION AND ORDER REVOKING REGISTRATIONS

In the matter of Thomas Huddleston, 111 West Jackson Street, Chicago, Illinois; The Marvon Corporation, International Bldg., Rockefeller Center, New York, N. Y.; Schuyler B. Terry, 120 So. LaSalle Street, Chicago, Illinois; Forrest Walker, 1112 Canterbury Court, Dallas, Texas; Thos. A. Wilson, 8 North First Street, Belleville, Illinois.

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 23d day of August A. D. 1951.

These are proceedings pursuant to section 15 (b) of the Securities Exchange Act of 1934 ("the act") to determine whether the registrants named above, each of whom is registered as broker and dealer or as a broker only, willfully violated section 17 (a) of the act and Rule X-17A-5 thereunder and, if so, whether it is in the public interest to revoke their registrations.<sup>1</sup>

The proceedings were instituted by the issuance of separate notices and orders for hearing, copies of which were sent by registered mail to the addresses last furnished us by the registrants in their registration applications or amendments thereto. These registered notices were returned to us by the Post Office Department with notations indicating that the registrants could not be found at the addresses given.<sup>2</sup> None of the registrants appeared in person or was represented by counsel on the dates set for hearing.

On November 28, 1942, we promulgated Rule X-17A-5 under section 17 (a) of the act, which provides, among other things, that every registered broker or dealer must file with this Commission a report of financial conditions during each calendar year commencing with the year 1943. Promulgation of the rule was announced by publication in the FEDERAL REGISTER, by release to the press, and by distribution to persons on our mailing list.

The registrations of the registrants became effective prior to 1943, have not been withdrawn, cancelled, revoked or suspended, and as of the institution of the proceedings were in full force and effect. Our records show that the registrants failed to file the required reports during all or some of the years from 1943 through 1950.

Upon review of the records in these proceedings we have concluded that each of the registrants violated section 17 (a)

<sup>1</sup> Section 15 (b) provides in part: "The Commission shall, after appropriate notice and opportunity for hearing, by order . . . revoke the registration of any broker or dealer if it finds that such . . . revocation is in the public interest and that (1) such broker or dealer . . . (D) has willfully violated any provision . . . of this title, or of any rule or regulation thereunder."

<sup>2</sup> Our orders and notices instituting these proceedings provided that the same be published in the FEDERAL REGISTER not later than 15 days prior to the dates of hearing. Pursuant to this provision the orders and notices were published in the FEDERAL REGISTERS of April 10 and 25, 1951. (16 F. R. 3146-6, 3544-5.)



of the act and Rule X-17A-5 thereunder as a result of failure to file such reports. We conclude also that such violations were willful within the meaning of section 15 (b).\*

On the basis of the foregoing, we are of the opinion that it is necessary in the public interest to revoke the registration of each of the registrants. However, in view of the fact that our records do not show whether any of them actually received personal notice of the scheduled hearings, and to avoid any possible prejudice to them, our order will provide that the revocation of registrations be without prejudice to a motion on the part of any registrant to reopen the proceedings and to seek, upon a proper showing, to set aside the order of revocation applicable to said registrant.

Accordingly it is ordered, That the registrations of Thomas Huddleston, The Marvon Corporation, Schuyler B. Terry, Forrest Walker, and Thos. A. Wilson be, and they hereby are, revoked without prejudice to a motion by any of the said registrants to reopen the record in the proceeding naming such registrant and, upon a proper showing, to set aside the order of revocation applicable to said registrant.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 51-10417; Filed, Aug. 29, 1951;  
8:45 a. m.]

[File No. 70-2687]

OHIO EDISON CO.

#### NOTICE OF PROPOSED SALE OF UTILITY ASSETS

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Washington, D. C., on the 23d day of August A. D. 1951.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935 (the "act") by Ohio Edison Company ("Ohio Edison"), a public utility company and a registered holding company. Declarant has designated section 12 (d) of the act and Rule U-44 promulgated thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than September 6, 1951, at 5:30 p. m., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by such declaration, proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time thereafter such declaration, as filed or as hereafter amended, may be permitted to become effective as provided in Rule U-23 of the rules and regu-

lations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration, which is on file in the office of this Commission, for a statement of the transaction therein proposed, which is summarized as follows:

Ohio Edison proposes to sell to Dayton Power & Light Co. ("Dayton"), a non-affiliated electric utility company, a portion of a certain 34,500 volt electric transmission line, right of way and related facilities, extending from the North Clark County line in Ohio to Waynesfield, Ohio. Said transmission line has heretofore been used by Ohio Edison solely for the purpose of supplying energy to Dayton and is located within an area served by Dayton. Said transmission line is stated to be unnecessary to the operation of Ohio Edison's business but useful in Dayton's business.

The purchase price to be paid for said property will be \$268,326, in cash, which is stated to represent the reproduction cost new, less observed depreciation. Said reproduction cost new is stated to have been unanimously agreed upon by representatives of the contracting parties and a designee of the Public Utilities Commission of Ohio. The estimated original cost of said property as recorded on Ohio Edison's books, as at June 30, 1951, was \$171,587, and the estimated depreciation reserve applicable thereto was \$72,115.

It is further stated that the expenses to be incurred in connection with the proposed transaction will be approximately \$5,092, including payments of \$3,210 to Messrs. Jensen, Bowen and Farrell for appraisal services, \$250 to Commonwealth Services, Inc. for services in connection with the release of the property from the lien of Ohio Edison's mortgage and \$1,000 to Messrs. Winthrop, Stimson, Putnam & Roberts for legal services. After deduction of the foregoing expenses and Federal capital gains tax estimated at \$45,750, Ohio Edison estimates it will realize a profit of \$121,747 by the sale of the property and it proposes to credit this amount to earned surplus.

The proposed transaction has been approved by the Public Utilities Commission of Ohio.

By the Commission.

[SEAL] ORVAL L. DuBois,  
Secretary.

[F. R. Doc. 51-10416; Filed, Aug. 29, 1951;  
8:46 a. m.]

#### DEPARTMENT OF JUSTICE

##### Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 18347]

WILHELM MEENEN ET AL.

In re: Securities owned by Wilhelm Meenen and others.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the individuals whose names are set forth as owners in Exhibits A and B attached hereto and by reference made a part hereof, each of whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the enterprises whose names are set forth as owners in Exhibits A and B attached hereto and by reference made a part hereof, are corporations, partnerships, associations or other business organizations organized under the laws of Germany, and which have or, since the effective date of Executive Order 8389, as amended, have had their principal places of business in Germany, and are nationals of a designated enemy country (Germany);

3. That Karl Kleinesorge, whose last known address is Witten, Mannen 33, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

4. That Karl Texter, whose last known address is Essen-Sud, Werrastr. 8, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

5. That Marie Albert, whose last known address is Dortmund-Berghofen, Falterweg 28, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

6. That Hulda Ronte, whose last known address is Hagen, zur Niedenstr. 6 fur Erbangemeinschaft Rente, Hagen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

7. That the property described as follows:

a. Those certain shares of stock described in Exhibit A, owned by the persons identified therein as owners, together with any and all declared and unpaid dividends thereon,

b. Those certain debts or other obligations, matured or unmatured, evidenced by the bonds described in Exhibit B, owned by the persons identified therein as owners, together with any and all accruals to the aforesaid debts or other obligations and any and all rights to demand, enforce and collect same and any and all rights under said bonds,

c. All rights and interests in and under five (5) Certificates of Workmen's Educational and Home Association, said certificates owned by Karl Kleinesorge, numbered and in the face amounts listed below:

Certificate Nos.:	Face value
10031	\$25.00
11104	50.00
11169	50.00
11210	50.00
11411	100.00

d. All rights and interests in and under six (6) Certificates of Workmen's Educational and Home Association, said certificates owned by Karl Texter, num-

\*See Sidney Ascher — S. E. C. — (1950). Securities Exchange Act Release No. 4474.

\*Ibid.



bered and in the face amounts listed below:

Certificate Nos.:	Face value
10075.....	\$25.00
10129.....	25.00
10130.....	25.00
11010.....	50.00
11015.....	50.00
11336.....	100.00

e. All rights and interests in and under one (1) certificate for Dimont Realty Corporation guaranteed first mortgage 5½% bond of 1928, bond numbered 335601, said certificate issued by Title Guarantee and Trust Company in the face amount of \$3,500.00, numbered B76520 and owned by Marie Albert, and

f. All rights and interests in and under one (1) Certificate of Deposit for American Insurance Union Building 6% mortgage bond, said certificate issued by The City National Bank and Trust Company of Columbus, Ohio, numbered 230 in the amount of \$1,000.00 and owned by Hulda Ronte,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany).

and it is hereby determined:

7. That to the extent that the persons referred to in subparagraphs 1 and 2 hereof and the persons named in subparagraphs 3, 4 and 5 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 21, 1951.

For the Attorney General.

[SEAL]

PAUL V. MYRON,  
Deputy Director,  
Office of Alien Property.

#### EXHIBIT A

Name of issuer	Class of stock	Par value	Certificate No.	Number of shares	Owner
Turning Basin Compress Co. United Properties & Service Corp.	Capital.....	\$100.00	71.....	3	Wilhelm Meenen.
United States Electric Power Corp.	Common.....	None	127/31.....	960	Wilhelm Kremer.
The Wabash R. R. Co.	.....do.....	1.00	JU 36595.....	11	Lilly Hayssen.
Western Light & Telephone Co.	.....do.....	100.00	A 2839, B 31078, B 31512, B 31667/73, C 3839.....	100	Dresdner Bank.
Do.	.....do.....	1.00	FO 1355.....	10	Ferdinand Mantal.
The Wichita Church Supply Co.	Preferred.....	25.00	11.....	2	Do.
Wisconsin Memorial Park Co.	Capital.....	100.00	150, 163.....	36	Johann Brembach.
Wollenberger & Co.	Preferred.....	1.00	117, 240.....	46	Wilhelm Bellmund.
Do.	Preferred, Series A.....	100.00	20, 217.....	10	Do.
Do.	Preferred, Series AA.....	100.00	31, 260, 340.....	24	Do.
Do.	Common.....	10.00			

#### EXHIBIT B

Description of issue	Face value	Certificate No.	Owner
United States Rubber Co. first and refunding mortgage 5-percent gold bond, Series A, due Jan. 1, 1947.	\$1,000.00	M12396	Clara Corell.
Chicago & Southwestern Ry. Co. (Atchison Branch) first mortgage, 30-year, 7-percent gold bonds, due June 1, 1901.	1,000.00	616, 826	Iduna Hinrichs.

[F. R. Doc. 51-10347; Filed, Aug. 27, 1951; 8:49 a. m.]

[Vesting Order 18350]

KARL WISSMANN

In re: Bonds owned by Karl Wissmann. F-28-31592.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Karl Wissman, who there is reasonable cause to believe, is a resident of Germany is a national of a designated enemy country (Germany);

2. That the property described as follows: Two (2) Alpine Montan Steel Corporation 7% Closed First Mortgage Thirty-year Sinking Fund Gold Bonds, in bearer form, bearing the numbers M 1609 and D 61 of \$1,000.00 and \$500.00 face value respectively, and presently in the custody of the Attorney General of the United States, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evi-

dence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 21, 1951.

For the Attorney General.

[SEAL]

PAUL V. MYRON,  
Deputy Director,  
Office of Alien Property.

[F. R. Doc. 51-10350; Filed, Aug. 27, 1951; 8:49 a. m.]

[Vesting Order 500A-290]

#### COPYRIGHTS

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons (including individuals, partnerships, associations, corporations or other business organizations) referred to or named in Column 5 of Exhibit A set forth below and made a part hereof and whose last known addresses are listed in said Exhibit A as being in a foreign country (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and covering works the titles of which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are residents of, or are organized under the laws of, or have their principal places of business in, such foreign country and are nationals thereof;

2. That all right, title, interest and claim of whatever kind or nature, under the statutory and common law of the United States and of the several



States thereof, of the persons referred to in Column 5 of said Exhibit A, and also of all other persons (including individuals, partnerships, associations, corporations or other business organizations), whether or not named elsewhere in this order including said Exhibit A, who are residents of, or which are organized under the laws of or have their principal places of business in, Germany or Japan, and are nationals of such foreign countries, in, to and under the following:

a. The copyrights, if any, described in said Exhibit A,

b. Every copyright, claim of copyright and right to copyright in the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number,

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the foregoing,

d. All monies and amounts, and all rights to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the foregoing,

e. All rights of renewal, reversion or reversioning, if any, in the foregoing, and

f. All causes of action accrued or to accrue at law or in equity with respect to the foregoing, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting the foregoing,

is property of, and is property payable or held with respect to copyrights or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, the aforesaid nationals of foreign countries.

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being

deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" as used herein shall have the meaning prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on August 6, 1951.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,  
Assistant Attorney General,  
Director, Office of Alien Property.

## EXHIBIT A

Column 1	Column 2	Column 3	Column 4	Column 5
Copyright Nos.	Titles of works	Names and last known nationalities of authors	Names and last known addresses of owners of copyrights	Identified persons whose interests are being vested
E. 592,939.....	Quartett in D-dur. (für obligate Laute, Violine, Bratsche und Violoncell), published: Dec. 31, 1923.	Franz Josef Haydn (composer) and Hans Dagober Bruger (editor) nationality not established.	Julius Zwissler (G. Kallmeyer) Wolfenbüttel, Germany (nationality: German).	Owners.
Unknown.....	Franz Schubert Quartett für Floete, Gitarre, Bratsche und Violoncell Nach der Urschrift herausgegeben von Georg Kinsky, (c) 1926.	Franz Schubert (composer) and Georg Kinsky (editor) (nationality not established).	Drei Masken Verlag A. G. München, Germany (nationality: German).	Do.

[F. R. Doc. 51-10446; Filed, Aug. 29, 1951; 8:53 a. m.]